City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Meeting Agenda

March 04, 2010

1:00 PM

City Hall Auditorium

City Commission

Mayor Pegeen Hanrahan (At Large) Mayor-Commissioner Pro Tem Scherwin Henry (District 1) Commissioner Lauren Poe (District 2) Commissioner Jack Donovan (District 3) Commissioner Craig Lowe (District 4) Commissioner Thomas Hawkins (At Large) Commissioner Jeanna Mastrodicasa (At Large)

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

CALL TO ORDER

AGENDA STATEMENT

"Citizens are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 (three) minutes per agenda item. Additional time may be granted by the Mayor or by the City Commission as directed. The City of Gainesville encourages civility in public discourse and requests that speakers limit their comments to specific motions and direct their comments to the Chair. Signs or Props are not permitted in the meeting room. Citizens are encouraged to provide comments in writing to the Clerk of the Commission before meetings and/or during meetings for inclusion into the public record. Citizens may also provide input to individual commissioners via office visits, phone calls, letters and e-Mail, that will become public record. In some instances, i.e., Quasi-Judicial Hearings, these particular contacts may be prohibited."

ROLL CALL

INVOCATION

CONSENT AGENDA

CITY MANAGER, CONSENT AGENDA ITEMS

<u>090725.</u>

Department of Energy - Energy Efficiency and Conservation Block Grants (EECBG) Funded Projects (NB)

This item is a request to authorize the City Manager to award equipment bids, execute purchase orders, award construction bids and to execute construction contracts and related documents.

Explanation: The City of Gainesville Public Works Department has been designated to receive funding from the EECBG for two (2) projects - the LED traffic signal replacement and LED streetlight pilot replacement.

The LED traffic signal will include replacement of incandescent traffic signal bulbs with LED traffic signals at all locations within the City limits that currently do not contain LED lamps. The equipment will be competitively bid and then installed by City staff.

The LED streetlight replacement pilot study area is the SE 1st Street corridor between SE 1st Avenue and SE 2nd Place and the study period is two (2) years. All existing pedestrian level lighting (coach and traditional) will be replaced with LED lights. The lights will be evaluated for function, cost effectiveness and useful life over the two-year study period. The equipment and the labor will be competitively bid and subsequent monitoring will be performed by City staff.

Federal, State and City officials are requesting we initiate these two projects quickly so the study can be completed with the established timeline.

090749.

Fiscal Note: The EECBG requires a cost share by the city in the amount of \$91,804 (\$3,954 for streetlights and \$87,850 for Traffic Signals) that will be provided through in-kind services from the Public Works FY10 operating budget for equipment purchase and labor to install the equipment.

> **RECOMMENDATION** Recommended Motion: The City Commission: 1) authorize the City Manager to award the bids for the two (2) EECBG funded projects (the LED Traffic Signal replacement and the LED street light pilot) to the lowest responsive, responsible bidder, provided the bid awards are within the approved and available funding for each project; and 2) execute the purchase orders, construction contracts and related documents, subject to approval by the City Attorney as to form and legality.

Booker T. Washington Neighborhood Area Roadway Improvements (NB)

This item is a request to authorize the City Manager to award construction bids and to execute construction contracts and related documents.

Explanation: The City of Gainesville has been designated to receive funding from the American Recovery and Reinvestment Act (ARRA) of 2009 for the Booker T. Washington Neighborhood Area Roadway Improvements project. It is the desire of the Federal Administration to initiate construction of these projects as soon as possible. This procurement is being done by competitive bidding; however, by authorizing the City Manager to award the pending construction bid and execute the associated contract and related documents, provided the bids are within identified funding, and subject to approval by the City Attorney as to form and legality, an estimated minimum of three (3) weeks may be deducted from the start of construction schedule.

Fiscal Note: Funding in the amount of \$371,003 is allocated for this project through the American Recovery and Reinvestment Act of 2009.

RECOMMENDATION Recommended Motion: The City Commission authorize the City Manager to: 1) award the bids for the Booker T. Washington Neighborhood Area Roadway Improvements to the lowest responsive, responsible bidder, provided the bid awards are within the approved and available funding; and 2) execute the construction contract and related documents, subject to approval by the City Attorney as to form and legality.

<u>090760.</u>

In Car Camera System for the Gainesville Police Department - Request for Purchase Order Issued to CDW-G Government (B) This item requests the City Commission to authorize the issuance of a Purchase Order to upgrade the in-car camera system.

- *Explanation:* The Gainesville Police Department received three grants totaling \$183,223 to specifically purchase new digital in-car camera systems that upload wirelessly for the patrol vehicles. This In-car Camera System will greatly increase officer safety, professionalism, resolution of citizen complaints, and aid in the successful prosecution of criminal cases. With the purchase of this system, we will reduce costs associated with repairs to the antiquated analog in-car video system.
- Fiscal Note: Funds for this expenditure are available from account numbers 115-810-X547-5210-6040 (\$109,000), 112-810-A501-5210-6040 (\$50,000), and 112-810-A503-5210-6040 (\$25,000)

RECOMMENDATION The City Commission authorize the City Manager to execute a Purchase Order to CDW-G Government, a specified source, in an amount not to exceed \$183,223 for the purchase of this system. Alternative Recommendation A: The City Commission authorizes less than \$183,223 for the digital in-car

authorizes less than \$183,223 for the digital in-car camera system understanding that this will impact the police department's ability to maintain an operable system.

Alternative Recommendation B: The City Commission denies funding.

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090775. Surplus Property Sale (NB)

Staff recommends all items at Surplus Lot to be declared surplus and disposed of through contract methods.

Explanation: Each year, there are approximately 2,500 surplus property items stored at the City's Surplus Lot located at the Public Works Compound on 39th Avenue. These surplus items consist of scrap materials, office equipment and furniture, construction equipment, vehicles, abandoned and unclaimed property and miscellaneous items. In an attempt to reduce storage costs and increase revenues staff has implemented changes to the auction process. The method of disposing of surplus property is outlined in the City's Financial Services Procedure Manual. Typical disposal methods are: transfer to other City departments; public auction; sealed competitive bids; and donation to another governmental agency. The surplus property auctions are now being held monthly or bi-monthly at the auctioneer's site or through an online auction process. This process has increased the cash flow for the surplus process as well as reducing storage and personnel costs.

Fiscal Note: The City expects to generate revenues in excess of \$250,000 annually as a result

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of monthly or bi-monthly auctions. At the \$250,000 level the cost to the City would be \$20,000 based on the 8% bid rate.

RECOMMENDATION

The City Commission declare all materials, equipment and vehicles stored at the Surplus Lot as surplus property and authorize the sale of such property for the time period covering FY2010.

090779.Federal Law Enforcement Contraband Forfeiture Trust Fund (LECFTF)Funding for Black on Black Crime Task Force (NB)

This item requests that the City Commission appropriate and expend funds from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the Black on Black Crime Task Force for miscellaneous mutual projects at the Reichert House.

Explanation: The Reichert House, a collaborative effort by the Gainesville Police Department and the Black on Black Crime Task Force, was founded in 1987. The program was established to provide an after-school, mentoring program for high-risk teenage boys who have the greatest likelihood of becoming part of the criminal justice system.

> The Black on Black Crime Task Force continues to be a driving force in the Reichert House facility by participating in maintenance and upkeep of the facility, as well as providing a number of mentors. The funds from this request will be used by the Black on Black Crime Task Force to offset their cost of assisting with the maintenance and upkeep of the facility and miscellaneous projects.

Fiscal Note: \$5,000 for this expenditure is available in the Federal Law Enforcement Contraband Forfeiture Trust Fund, as allowed under Federal 21 U.S.C. § 881. The current balance of the Federal Law Enforcement Contraband Forfeiture Trust Fund is \$1,910,628.74.

> **RECOMMENDATION** The City Commission authorize the appropriation of \$5,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the Black on Black Crime Task Force to offset their cost of assisting with the maintenance of the facility.

> > Alternative Recommendation A: The City Commission declines the appropriation and directs staff to seek alternative maintenance options and not implement new programs designed to curb youth violence. There is no fiscal impact.

<u>090780.</u>

State of Florida Department of Transportation Concept Paper on

Aggressive Driving (B)

- *Explanation:* The Florida Department of Transportation Safety Office (FDOT) funds sub grants that address traffic safety priority areas that include Impaired Driving, Police Traffic Services, Speed and Aggressive Driving, Roadway Safety, Occupant Protection, Child Passenger Safety, Pedestrian and Bicycle Safety, Motorcycle Safety, Traffic Records, and Community Traffic Safety. The Gainesville Police Department is participating in a sub grant project dealing with aggressive driving in the City of Gainesville. The amount of the award is \$30,100 and will be utilized toward reducing aggressive driving through issuance of traffic citations, conducting joint operations with other law enforcement agencies concentrating on violations listed under the aggressive driving definition, providing public service announcements and participating in community events where traffic safety initiatives are discussed. GPD will also participate in all national and state traffic safety campaigns.
- *Fiscal Note:* The amount of the award is \$30,100. This is a new initiative. There are no required local matching funds for this grant award.

RECOMMENDATION	The City Commission approve the expenditures
	outlined in the grant award and authorize the City
	Manager or designee to sign and execute any
	documents associated with the award pending
	approval by the City Attorney as to form and legality.
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<u>090781.</u>

The FY 2010 Statewide Safety Belt Enforcement Grant (B)

- *Explanation:* The Florida Department of Transportation's Safety Office is sponsoring the FY 2010 Statewide Safety Belt Enforcement Grant. Thirty-eight county, municipal and state law enforcement agencies will be participating in the project in the state of Florida. This is an overtime-only proactive traffic enforcement grant program.
- *Fiscal Note:* The amount of the award is \$20,000 and is restricted to overtime payment for law enforcement officers participating in the project. Benefits associated with the award will be incurred by the Gainesville Police Department.

<u>RECOMMENDATION</u>	The City Commission authorize the City Manager to apply for, accept, and execute the grant award subject to approval by the City Attorney as to form and legality and approve the expenditures as outlined in the approved grant award.
	Alternative Recommendation: The City Commission

declines the proposal in the amount of \$20,000 and advice staff not to apply for and accept these funds.

090781_SubgrantAppl_20100304.pdf

090782.

Update City Commission Strategic Initiative Referrals for Fiscal Years 2009

- 2010 (B)

This item is to refer the two new City Commission strategic initiatives adopted into the updated City of Gainesville Strategic Plan for Fiscal Years 2009 - 2010 on September 19, 2009 to the Community Development Committee and the Regional Utilities Committee. This item is also a request to remove Strategic Initiative 4.4 - "Develop a strategy for e-commerce" from the Audit Finance and Legislative Committee referral list.

Explanation: On July 28, 2008, the City Commission adopted the biennial City of Gainesville Strategic Plan for Fiscal Years 2009 - 2010. To develop the strategic plan, the City Commission held a retreat in December, 2007 and a follow-up retreat in June, 2008 to discuss strategic priorities for the City.

> On October 2, 2008, the City Commission adopted the alignment of the 25 City Commission strategic initiatives with City Commission Standing Committees and the Community Redevelopment Agency. Each strategic initiative was referred to a Standing Committee or the CRA, giving elected officials the opportunity to discuss the implementation of City Commission strategic initiatives and provide possible policy direction. Since this adoption, the champion of each strategic initiative has worked with the aligned committee to chart and monitor the course for successful implementation of the strategic plan.

> On November 6, 2008, the City Commission approved the assignment of a City Commission member to "sponsor" select strategic initiatives. Through a voting process, 18 of the 25 strategic initiatives were selected by Commission members. The sponsor advocates for the accomplishment of the initiative, provides feedback to staff on strategic direction, and provides observations to the City Commission and its Standing Committees on accomplishments related to the initiatives.

On February 9, 2009, the City Commission held a strategic planning workshop to hear a staff report on the status of the budget for FY10 and make necessary adjustments to the adopted strategic plan. During the workshop, two new strategic initiatives were proposed by the City Commission to improve the energy efficiency of low-income homes and develop creative ways to monitor progress in code enforcement.

On September 19, 2009, the City Commission adopted the updated City of Gainesville Strategic Plan for Fiscal Years 2009 - 2010 based on proposed modifications at the February 2009 strategic planning workshop. Major modifications to the plan included the addition of two initiatives and the sun-setting of two initiatives, which transitioned to on-going staff assignments.

In accordance with the alignment of City Commission strategic initiatives and Standing Committees, the two new initiatives will be referred to committee and the two sunset initiatives will be removed from committee referral lists. Strategic Initiative 1.2 - "Ensure that there are appropriate staff levels for police and fire and review the deployment of staff" was removed from the Public Safety referral list at the beginning of FY10.

Fiscal Note: None

<u>090792.</u>

	<u>RECOMMENDATION</u>	The City Commission: 1) refer Strategic Initiative 6.1 - "Develop creative ways to measure progress in code
		enforcement" to the Community Development Committee; 2) refer Strategic Initiative 7.4 - "Improve the energy efficiency of modest-income homes through weatherization" to the Regional Utilities Committee; and 3) remove Strategic Initiative 4.4 - "Develop a strategy for e-commerce" from the Audit, Finance and
		Legislative Committee referral list.
	090782_Update Strate	egic Initiative Referrals FY10_20100304.pdf
	Budget Calendar (NB)
	The City Commission budget.	approve dates for discussion of the FY2011/2012
Explanation:	FY2011/2012 budget. Improvement Plan, Fir	Commission approve dates to discuss items related to the Topics of discussion will include the 5-year Capital te Assessment, Strategic Planning Retreat, Town Hall and General Government Budgets.
	Rate Resolution. Staff May to review the resu the regular City Comm Resolution sets a maxin Notices must me mailed resolution. Staff also s Rate Resolution should	equires approval of an Initial Rate Resolution and a Final suggests that we first hold a workshop session in late lts of the study, followed by the Initial Rate Resolution on vission meeting of June 3, 2010. The Initial Rate num rate to be included on notices to property owners. d to property owners 20 days before the final rate uggests that we set aside a back-up date for the Initial l additional time be necessary. The Public Hearing for ion is planned for the regular City Commission meeting of
	Staff requests the City	Commission approve the following dates:
		n-9:00pm - Capital Improvement Plan 2011-2015 n-9:00pm - Workshop to review results of Fire Assessment
	June 7, 2010 - 1:00pm- determined)	-8:00pm - Strategic Planning Retreat (location to be
	(back-up date, if neede	
	June 21, 2010 - 6:00pn determined)	n -9:00pm - Town Hall Meeting (location to be
	June 22, 2010 - 6:00pm determined)	n-9:00pm - Town Hall Meeting (location to be
	,	n-4:00pm - GRU Budget
		-3:00pm - GRU Budget
		n-4:00pm - General Government Budget n-4:00pm - General Government Budget
	•	-4:00pm - General Government Budget

up items if needed July 29, 2010 - 9:00am-4:00pm - General Government Budget & Set Proposed Millage Rate by Resolution

Staff suggests the City Commission set the Proposed Millage Rate immediately after the budget discussion on July 29, 2010. This will likely occur sometime before 4:00pm, which will require the City Commission to waive the rules to hear the Resolution before 5:00pm.

Fiscal Note: None.

RECOMMENDATION

The City Commission: 1) approve the dates requested by staff, and 2) waive the City Commission Rules to hear the Resolutions to approve the Proposed Budget and Set the Proposed Millage Rate before 5:00pm on July 29, 2010.

The Effects of High Visibility Enforcement (HVE) on Driver Compliance to Pedestrian Yield Right of Way Laws (NB)

Explanation: The Gainesville Police Department has been selected to serve as a sub-contractor for the purpose of participating in a study conducted by Western Michigan University and funded by the U.S. Department of Transportation, National Highway Traffic Safety Administration. The purpose of the study will be to provide evaluation of a high visibility enforcement program targeting drivers not yielding right-of-way to pedestrians. The study involves an increase in visible enforcement over a longer period of time (one year). In addition, increased emphasis will be placed on publicizing the study and providing feedback to the public in the target jurisdiction. The contract award is an opportunity for the City of Gainesville to be at the forefront of driver compliance to pedestrian right-of-way laws.

- *Fiscal Note:* The amount of the sub-contract is \$94,280. There are no required local matching funds for this grant award.
 - **RECOMMENDATION** The City Commission approve the Gainesville Police Departments participation in the Driver Compliance study and authorize the City Manager to sign and execute documents related to the award with approval by the City Attorney as to form and legality.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

<u>090808.</u>

090796.

Purchase of Fork Lift (B)

Staff recommends issuing a purchase order to Lift Power, Inc. for a new replacement fork lift for the Stores Division.

Explanation: Utilities Stores has two large capacity fork lift trucks - one at the Depot Warehouse and one at the Springhill Warehouse. The unit being replaced is 16 years old and has incurred several costly repairs over the past few years making it no longer cost-effective to maintain. The new fork lift will have a greater weight capacity to safely handle some of the larger materials currently used by *GRU*.

> Utilities Purchasing issued an Invitation to Bid to four (4) prospective bidders who could supply the size fork lift required with all responding. Bids were evaluated based on price, specifications, equipment performance, delivery time, warranty, service capability/references, and local vendor preference. The fork lift offered by Lift Power Inc. was determined to be the best evaluated bid. A tabulation of the bid is attached for your information.

> The requested purchase amount of \$72,691 includes equipment options for side view mirriors, Plexiglas overhead shield, a lifting boom and an extra set of forks which total \$1268.

Fiscal Note: Funding for this project is in the Utilities Stores FY10 budget.

RECOMMENDATION

The City Commission authorize the General Manager, or his designee, to issue a purchase order to Lift Power Inc. for a new fork lift for the Stores Division in the amount of \$72,691.

090808_purchase_20100304.pdf

CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

REGIONAL UTILITIES COMMITTEE, CONSENT

Broadband Internet Referral Item #080696 (NB)

This item is related to the extension of broadband internet.

Explanation: On December 18, 2008 the City Commission referred the issue of extending broadband internet into older neighborhoods in the City to the RUC.

After several presentations by staff, it was determined that due to current construction costs, there was not a viable business case for GRUCom to construct a fiber optic network in existing residential areas.

There are other considerations that might present an opportunity for the

080696.

deployment of a fiber/broadband network into these areas. The RUC recommends that the City Commission refer this to the CRA to investigate the different scenarios which might be utilized to develop a viable business case.

Fiscal Note: The fiscal impact would vary depending on the size of the project and the CRA should include the fiscal impact in their report.

RECOMMENDATION	The Regional Utilities Committee (RUC) recommends
	that the City Commission: 1) refer to the CRA a
	request to consider developing incentives for the use of
	broadband and other desirable utility services; 2) refer
	to the CRA a request to consider developing a program
	for utilizing CRA funds for extending GRUCom within
	CRA districts. This would include the consideration of
	special assessment districts; and 3) remove this item
	from the RUC referral list.

Legislative History

12/18/08	City Commission	Referred (7 - 0)	Regional Utilities Committee
4/8/09	Regional Utilities Committee	Deferred	
5/13/09	Regional Utilities Committee	Discussed	
1/14/10	Regional Utilities Committee	Approved as Modified	

<u>090698.</u>

Update on Strategic Initiative 7.1 - Monitor the Progress of the Clean-up of Cabot/Koppers Superfund Site (B)

The Regional Utilities Committee recommends the City Commission adopt modifications to the City Commission Strategic Initiative to clean-up and redevelop the Cabot/Koppers Superfund site.

Explanation: At the January 11, 2010 City Commission Strategic Planning Workshop, Commissioner Lowe brought forth the issue of modifying City Commission Strategic Initiative 7.1 to reflect the City's commitment and involvement in the clean-up and redevelopment of the Cabot/Koppers Superfund site.

On January 21, 2010 the City Commission heard an update on the status of the clean-up and redevelopment of the Cabot/Koppers Superfund site from USEPA Region IV Representative Scott Miller, Beazer East Representative Mitchell Brourman, staff and many local stakeholders. As a part of this update Commissioner Lowe suggested new language for the Commission to consider. The City Commission unanimously voted to adopt the language as proposed by Commissioner Lowe and refer Strategic Initiative 7.1 to the Regional Utilities Committee for further review and discussion.

On February 11, 2009 the Regional Utilities Committee reviewed modifications to Strategic Initiative 7.1 based on Commissioner Lowe's proposal, recommendations from the City Commission and the public, and the timeline

presented by USEPA Region IV Representative Scott Miller. The Regional Utilities Committee unanimously voted to accept the staff recommendation and edit the desired outcome as follows:

"It is the objective of the City of Gainesville for the Cabot/Koppers Superfund site to be remediated to standards safe for residential uses and in a manner that will ensure that air, ground water, drinking water supply, and soil of Gainesville are protected."

Fiscal Note: None

<u>RECOMMEN</u>	1) Ini the 20	Regional Utilities Committee to the City Commission: 1) adopt the proposed modifications to Strategic Initiative 7.1; 2) authorize the City Manager to update the City of Gainesville Strategic Plan for Fiscal Years 2009 - 2010; and 3) remove this item from the Regional Utilities Committee referral list.	
Legislative His	story		
1/21/10	City Commission	Approved as shown above and Referred (6 - 0 - 1 Absent)	Regional Utilities Committee
2/11/10	Regional Utilities Committee	Approved as shown above (S	ee Motion)
090698_Strategic Initiative_20100121.pdf 090698_Ltr from Beazer_20100121.pdf 090698_Beazer PPT_20100121.pdf 090698_MOD EPA PPT_20100121.pdf Backup for 090698 RUC 2 11 10.pdf 090698_updateKoppers_20100304.pdf			

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

<u>090750.</u>

Proposal Award - Design/Build of Traffic Signal System Reconstruction at Three Intersections (B)

This is a request for the City Commission to authorize the bid award in the amount of \$800,972 to James D. Hinson Electrical Contracting Company

for the Design/Build of traffic signal system reconstruction at three intersections in the City of Gainesville; NW 8th Ave at 18th Terrace, NW 6th Street at 5th Avenue, and SW 6th Street at 4th Avenue.

Explanation: On October 12, 2009, Public Works issued, through the City's Purchasing Department, a Request for Proposals (RFP) in the matter of a Design-Build project consisting of the reconstruction of three (3) traffic signals within the City of Gainesville. In keeping with established purchasing practices, the City received and reviewed submissions from six (6) proposers. Utilizing established, published criteria, the submissions were evaluated by a team consisting of three (3) Professional Engineers from Public Works. Those evaluations were scored for the purpose of short-listing three proposers. The short-listed proposers were: American Lighting and Signalization (ALS); Florida Industrial Electric (FIE); and, James D. Hinson Electrical Contracting Company (Hinson). The short-listed firms participated individually in oral presentations and interviews. Immediately following those interviews, all three (3) proposals were evaluated with all three evaluation scores locked in. Following the establishment of evaluation scores, the proposal prices were opened by Purchasing and the final ranking determined. A recommendation for award was made in favor of James D. Hinson, Inc. as the highest ranking proposer. Subsequently, the notice of intent to award was sent to all three (3) proposers.

On December 22, 2009, the City was officially notified by representatives of ALS that they wished to lodge a protest of that proposal award. Section 41-582 of the Purchasing Procedures requires that a timely protest "include all relevant information which the alleged aggrieved party feels is pertinent." The formal, written protest was based solely on the belief that the terms of the RFP provided that no single engineering firm could participate on two (2) proposals. The bid protest was received by the City and reviewed by the City Attorney's Office which opined that the protest was without merit. In accordance with the award protest procedure, a meeting with the director of Public Works was scheduled to hear ALS' award protest.

As provided for in the Financial Services Procedures Manual, 41-000 Purchasing, Section 41-580, on Tuesday, January 12, 2010 at 2:00 PM, ALS presented its grounds for protesting the recommended award of the Design-Build for the reconstruction of three traffic signals to Hinson.

At this presentation, ALS provided claims in addition to those addressed in its formal written protest submitted on December 22, 2009. The additional issues provided by ALS when presenting its protest were that Hinson did not: 1) provide the required time in its schedule for reviews by the City; and 2) allow for the shop drawing approval prior to starting the steel mast arm assembly fabrication. The length of the schedule in calendar days, from notice to proceed to project completion, is a significant component in the ranking formula and as such that issue was investigated by Pubic Works engineering staff. Staff determined that a total of 19 calendar days needed to be added to the Hinson schedule to meet RFP requirements for use in the ranking calculations. This was done and Hinson's remained the highest ranking of the short listed three (3) proposals.

On January 20, 2010, the City Manager issued a letter to ALS with supporting

documentation denying the protest. Subsequently, on January 25, 2010, within the prescribed period, ALS filed an appeal of the City Manager's decision. In this appeal, ALS is presenting additional issues and additional requested remedies which are contrary to procedure (41-581), "The City Commission or designee shall review the decision of the Charter Officer, the record before the Charter Officer, and written or oral argument of the parties involved in the appeal. No new evidence shall be considered and the City Commission may only reverse or modify the decision of the Charter Officer upon a determination that his/her decision was not based on substantial competent evidence or that his/her reasoning or application of the policies, procedures and law was fundamentally flawed."

Fiscal Note: Funding in the amount of \$696,498.00 plus a 15% contingency amount for a total of \$800,972 is available in the adopted Capital Improvement Plan.

Recommended Motion: The City Commission: 1) award the proposal to James D. Hinson Electrical Contracting Company for the Design/Build for traffic signal system reconstruction for three intersections in the City of Gainesville; NW 8th Ave at 18th Terrace, NW 6th Street at 5th Avenue, and SW 6th Street at 4th Avenue; 2) authorize the City Manager to execute the contract, subject to approval by the City Attorney as to form and legality; and 3) issue a purchase order in an amount not to exceed \$800,972.

090750_Bid Tab_20100304.PDF 090750_Letter_20100304.pdf

RECOMMENDATION

<u>090753.</u>

Proposed Typical Section of SW 16th Avenue from Archer Road to SW 13th Street (B)

This item is a request for the City Commission to approve the proposed typical section for SW 16th Avenue from Archer Road to SW 13th Street.

Explanation: The University of Florida desires to calm traffic on Archer Road between SW 16th Avenue and SW 13th Street. Part of this calming effort, which is driven by pedestrian and bicyclists' safety concerns, is to move traffic from Archer Road to SW 16th Avenue. This desire complements both the City of Gainesville's and FDOT's desire to have through trucks heading east from I-75 use SW 16th Avenue all the way to Williston Road. Thus, the City agreed to manage the project for the University, with the University bearing the costs for any improvements. SW 16th Avenue in the section of interest consists of four (4) lanes of traffic, two (2) eastbound and two (2) westbound and approximately two hundred and twenty (220) free parking spaces. The proposed typical section eliminates the free parking spaces and replaces them with a newly milled and re-surfaced bike lane and shoulder. The removal of the parking spaces will allow the full vehicle capacity of this four (4) lane facility to be realized and will provide safer, designated, bike lanes for bicyclists. With the completion of the parking garages now under construction, more than enough parking will be available for the two hundred plus vehicles that park on the street now.

Fiscal Note: Funding in the amount of \$6,619,000 is provided in the Campus Development

Agreement for the Archer Road Project.

RECOMMENDATION

Recommended Motion: The City Commission approve the proposed typical section for SW 16th Avenue.

090753_Map_20100304.pdf

090783. Bus Rapid Transit (BRT) Feasibility Study Final Draft Report (B) This item is a request to receive the BRT Feasibility Study final draft report from RTS staff and the Center for Urban Development (CUTR). Explanation: RTS and CUTR would like to present their findings and receive input and direction from the City Commission on the BRT Feasibility Study final draft report. With City Commission approval, RTS will seek funds to conduct an Alternatives Analysis on the BRT preferred corridor. RTS will present the BRT Feasibility Study and receive final comments from all Metropolitan Transportation Planning Organization (MTPO) standing committees on February 23, 2010, and the MTPO on March 15, 2010. Fiscal Note: There is no fiscal impact to the City of Gainesville at this time. RECOMMENDATION Recommended Motion: The City Commission: 1) authorize RTS to initiate an Alternatives Analysis for the BRT selected corridor; and 2) authorize RTS to seek funds to conduct an Alternatives Analysis. 090783 Report 20100304.pdf 090794. Potential Merger of Metcalfe and Rawlings Elementary Schools Update (NB) This item is offered as an update to the City Commission regarding the status of the potential merger of Metcalfe and Rawlings Elementary Schools. Explanation: City staff attended the March 2, 2010 School Board meeting where a proposal of the potential merger of Metcalfe and Rawlings Elementary Schools was discussed. Staff would like to update the City Commission on this proposal. Fiscal Note: There is no fiscal impact at this time. RECOMMENDATION The City Commission hear an update from staff and determine if the Commission would like to take a position or share any comments or concerns with the School Board of Alachua County. Alternative Recommendation The City Commission decline to hear an update from staff.

090794A_MOD-Memo_20100304.pdf 090794B_MOD-Proposal_20100304.pdf 090794C_MOD-Memo_20100304.pdf

<u>090819.</u>

Ropen Nalbandian - Alternative Site for the One Stop Homeless Assistance Center (B)

This item involves a request from Mr. Ropen Nalbandian and his agents to consider the Gains Property as an alternative site for the One Stop Homeless Assistance Center.

Explanation: On February 18, 2010, Mr. Ropen Nalbandian requested that the City Commission hear a presentation on the Gains property as an alternative site for the One Stop Homeless Assistance Center (Center). On April 16, 2009, the City Commission approved the ranking of the properties for the Center and authorized the City Manager to negotiate and execute the contract to purchase the top ranked property. The ranking included the ADC property and the Gains property. The Gains property was second in the ranking, behind the ADC property, and would have been considered if negotiations were not successful with the top ranked property.

On February 15, 2010, the City Manager executed a contract to purchase the ADC property. The One Stop Homeless Assistance Center Workgroup, as well as City staff, evaluated and ranked all the properties based on the information available at the time. After the properties were ranked and approved by the City Commission, City staff began the negotiation with the ADC property owners and no new information was reviewed or evaluated for any of the other properties previously ranked.

Mr. Nalbandian would like to provide the City Commission with additional information that he believes would have changed the decision making process if the information had been presented to the City Commission.

Fiscal Note: The City has entered into a contract with the owner's of the ADC property in the amount of \$452,350 for the purchase of 9.784 acres subject to the zoning being approved. The design and development phase has begun.

RECOMMENDATION The City Commission hear a presentation from Mr. Ropen Nalbandian and his agents on the Gains property as an alternative site for the One Stop Homeless Assistance Center.

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GENERAL MANAGER FOR UTILITIES

<u>090805.</u>

GRU Wastewater Service to Waldo (B)

This item involves extending wastewater service to the City of Waldo via a wastewater force main extension along SR 24

Explanation: In May of 2009, the City of Waldo sent a letter (attached) to the City of Gainesville requesting that the City of Gainesville consider providing wastewater service to Waldo, and asked that an estimate be provided for the cost to connect.

In July of 2009, GRU provided a letter (attached) to Waldo estimating the cost to connect to GRU's wastewater system, and indicating that City Commission approval would be required for the extension of wastewater service.

Representatives from the City of Waldo addressed the City Commission at the August 20, 2009 City Commission meeting and explained that they were evaluating a number of alternatives to upgrade their existing wastewater treatment plant, and one they wanted to evaluate was to abandon their existing plant and connect to GRU's wastewater system. Also at that City Commission meeting, GRU presented the estimated cost for GRU to serve Waldo. The City Commission approved a motion to 1) continue working with Waldo, and 2) refer this item to the Community Development Committee.

On November 10, 2009, the City of Waldo elected to pursue connection to GRU's wastewater system as their preferred wastewater service alternative. The consultant for the City of Waldo is now proceeding with the necessary funding acquisition, approvals and permitting to connect to GRU's wastewater system.

The Alachua County Commission on January 26, 2010 determined that the wastewater extension to Waldo is consistent with the Alachua County Comprehensive Plan, and anticipates that an interlocal agreement will be prepared between Alachua County, the City of Waldo, and the City of Gainesville to address wastewater system connections in the unincorporated area outside the Alachua County Urban Cluster (letter attached).

This item was considered at the Community Development Committee on February 1, 2010; however at the request of a member who could not attend, no action was taken.

The cost of extending wastewater service and the payment of appropriate connection charges will be fully funded by the City of Waldo consistent with GRU's wastewater extension policy. Grant funding is an integral part of the Waldo's plan to fund connection to GRU's wastewater system. Accordingly, the City of Waldo needs a letter of support from the City of Gainesville, and a declaration of intent to provide wastewater service. The City of Waldo's grant application will be complete and ready for submittal when the items above are available. The City of Waldo's consultant indicates that the sooner the grant application is submitted, the more likely that the grant will be awarded and of sufficient amount to meet the needs of Waldo.

It is anticipated that an interlocal agreement between Waldo, Alachua County, and Gainesville will be negotiated to address: 1) appropriate controls on future connections within unincorporated Alachua County to the force main along SR24 constructed to serve Waldo; and 2)the future service area to be provided central wastewater service within and contiguous to the City of Waldo.

Additionally, a service agreement will be required to set out the construction,

operation, maintenance, service and financial aspects of providing wastewater service to Waldo.

Fiscal Note: The extension of wastewater service to Waldo will be fully funded by Waldo.

RECOMMENDATION The City Commission authorize the following: 1)the Mayor to send letter(s) of support on behalf of Waldo indicating that the City of Gainesville supports the extension of wastewater service to the City of Waldo and intends to provide such service; and 2)the General Manager or his designee to begin negotiating the required Interlocal Agreement for future consideration by the City Commission; and 3)the General Manager or his designee to negotiate and execute a Service Agreement with the City of Waldo.

090805_agreement_20100304.pdf

<u>090806.</u>

Google Ultra High-Speed Broadband Networks Trial (NB)

Staff recommends submitting an application to become a Google High-Speed Broadband Network test city.

Explanation: According to a news release, Google is planning to build and test ultra high-speed broadband networks in a small number of trial locations across the United States. Google will deliver Internet speeds more than 100 times faster than what most Americans have access to today with 1 gigabit per second, fiber-to-the-home connections. According to Google there are several specific things they have in mind:

> * Next generation applications: We want to see what developers and users can do with ultra high-speeds, whether it's creating new bandwidth-intensive "killer applications" and services, or other uses we can't yet imagine.

> * New deployment techniques: We'll test new ways to build fiber networks, and to help inform and support deployments elsewhere, we'll share key lessons learned with the world.

Openness and choice: We'll operate an "open access" network, giving users the choice of multiple service providers.

* And consistent with our past advocacy

<http://googlepublicpolicy.blogspot.com/search/label/Net%20Neutrality>, we'll manage our network in an open, non-discriminatory and transparent way.

Staff believes there are a number of reasons why a project of this nature would be ideal to trial in Gainesville. The fact that we already own an extensive fiber optic network is certainly an important one, but also because of the university, college and medical community partnerships, the two fiber-to-the-home projects already constructed by GRUCom and the Chamber of Commerce's "Innovation" initiative to make Gainesville a leader in emerging technological fields all lend themselves to this kind of trial.

GRUCom staff will complete the application which is due on March 26 on behalf of the City.

Fiscal Note: None known at this time.

RECOMMENDATION

The City Commission authorize the General Manager, or his designee, to submit an application on behalf of the City of Gainesville to become a Google test site.

090807. American Renewable and Reinvestment Action (ARRA) Broadband Technology Grant (NB)

Staff has been monitoring ARRA funding and based on the criteria in the grant for the second round of funding recommends applying for the Broadband Technology Opportunities Program grant as outlined below.

Explanation: Based on the ARRA grant criteria, GRUCom would apply for grant funding to extend fiber to several facilities currently not being served. It is recommended that funding be used to extend the fiber toward Waldo, Hawthorne, High Springs and Micanopy to pick up cellular towers for public safety radio service, several public schools and Alachua County libraries and street lights.

Fiscal Note: GRU will apply for up to \$12 million in ARRA funding and will offer a match of up to \$4 million over two to three year budget periods. Currently \$1 million is available in GRUCom's FY 2010 Capital budget.

RECOMMENDATION The City Commission authorize the General Manager, or his designee, to apply for the ARRA Broadband Technology Opportunities Program funding.

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

<u>090556.</u> Flooding in Older Neighborhoods and Process for Road Repair (B)

This item is offered as an update on the status of Public Works' residential roadway pavement program.

Explanation: The City of Gainesville's Public Works Department utilizes a three-year residential street paving plan using a combination of field data, predictive

modeling, and inter-agency coordination. The documented workflow begins with regular field inspection of 1/3 of all city-maintained residential roads each year. Information is collected about the current pavement condition, the road's physical measurements, and roadway type. In addition, records of the last maintenance date are also maintained. This information is input into the software program, "MicroPAVERTM," for predictive modeling.

MicroPAVER[™] was created by the Army Corps of Engineers and is recommended by the American Public Works Association (APWA) to assist municipalities in creating models of current and future city-wide street conditions. MicroPAVER[™] generates a Pavement Condition Index (PCI), a numerical value on a scale of 1-100 that indicates the pavement condition of each section of road. The PCI value determines the need for and type of treatment for a specific street section. Lower PCI values from 0-45 typically require a total rebuild, while PCI values from 46-70 typically require asphalt overlays. PCI values above 70 typically indicate that that section of road does not need maintenance. Proactive preventive maintenance can avoid the more expensive option of rebuilding a street. The software anticipates the average annual degradation of existing street conditions when determining future models. The final product of the software is a recommended plan to maintain city streets at an acceptable PCI level, funding not withstanding.

To maintain this average PCI value, MicroPAVERTM produces recommendations on which streets to address, either via rebuild or overlay, while considering available funding. Public Works staff examines the model's recommendations to determine where opportunities exist to improve pavement conditions at the neighborhood scale. This is done by comparing the PCI values of the streets selected by the model with the PCI values of adjacent streets. Opportunities to pave adjacent streets with comparable PCI values decreases mobilization costs, encourages efficient use of materials, and increases citizen satisfaction. The final step in selecting streets for upcoming paving projects is to compare the strategic plans and current projects of local and regional agencies (GRU, Alachua County Public Works, FDOT, etc). This ensures improved inter-agency communication and reduces duplication of effort.

Fiscal Note: The Public Works Department's annual budget for residential street paving is approximately \$300,000. Of that, approximately \$150,000 is allocated for rebuild and the remaining \$150,000 for overlay treatments.

<u>RECOMMEN</u>			The City Commission hear the ement Management Program.
Legislative His	tory_		
11/5/09	City Commission	n Referred (7 - 0)	Recreation, Cultural Affairs and Public Works Committee
1/14/10	Recreation, Cultural Affairs and Public Work Committee		bove (See Motion) (3 - 0)
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ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

090818. Mayor Pegeen Hanrahan - Green Capital Global Challenge (B)

 RECOMMENDATION
 The City Commission hear an update from the Mayor on her recent trip to Vancouver.

 090818_globalchallengeMOD_20100304.pdf

COMMISSION COMMENTS (if time available)

RECESS

RECONVENE

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

090798

Developmental Disabilities Awareness Month - March 2010 (B)

RECOMMENDATION

The Arc of Alachua County Associate Director Steve Drago to accept the proclamation.

090798_Proc_20100304.pdf

<u>090799.</u>

Social Work Month - March 2010 (B)

RECOMMENDATION

Veterans Health Administration Social Work Acting Chief of Social Work Anita Mitchell and Spinal Cord Injury Coordinator Warren McCluney to accept the proclamation.

090799_SocialWork_20100304.DOC.pdf

CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

090751.		Resolution to Enter into a Maintenance Agreement with the State of Florida Department of Transportation (B)
		This item is a Resolution for approval and authorization to enter into a Maintenance Agreement with the State of Florida Department of Transportation (FDOT), allowing the City of Gainesville to provide maintenance to the proposed sidewalk on the east side of Northeast 15th Street from State Road(SR) 222 to the 4400 block, and authorizing execution of same by the City Manager.
		The State of Florida Department of Transportation, according to the FDOT Financial Project ID 427326-1-52-01, proposes to construct a sidewalk on the east side of Northeast 15th Street from SR 222 to the 4400 block. The City of Gainesville would like to enter into a Maintenance Agreement allowing the City of Gainesville to maintain the referenced sidewalk.
	Fiscal Note:	Funding in the amount of \$100 for administrative costs is available in the Public Works FY2010 operating budget.
		RECOMMENDATION Recommended Motion: The City Commission adopt the Resolution.
		090751_Resolution_20100304.pdf
090754.		Resolution for a Joint Participation Agreement - Service Development Funds for Regional Transit Service (RTS) Biodiesel Project (B)
		This item is a request to adopt a Resolution authorizing the City Manager to execute a Joint Participation Agreement between the City of Gainesville and the Florida Department of Transportation (FDOT) to receive Service Development Funds for implementation of the Biodiesel Project.
		FDOT allocates service development funds to transit agencies each year. The allocations are given at FDOT discretion on a competitive basis for agency projects that meet FDOT Service Development Grant (SDG) criteria.
		In October, 2008, the Regional Transit System (RTS) joined forces with the University of Florida to form an innovative partnership designed to promote the use of alternative energy sources such as biodiesel in mass transit. The objective was to operate 22 RTS buses with biodiesel fuel. The 22 RTS buses have been running on a biodiesel blend named B20 that is a mixture of 20 percent biodiesel and 80 percent petroleum diesel. Feedback from UF students, faculty and staff has been overwhelmingly positive.
		The biodiesel program is part of the RTS "Go Green" campaign and its goals are to reduce carbon monoxide emissions, decrease foreign oil dependency, meet clean diesel standards and promote the use of renewable resources.
		Since RTS has not experienced any impact on maintenance costs or fuel reliability in the fleet, RTS would like to further expand the use of Biodiesel B20

to the entire fleet of 105 buses. FDOT service development funds are available for this project with 50/50 funding match requirement.

FDOT requires the governing board of each public transit system to adopt a resolution authorizing the acceptance of these funds.

Fiscal Note: This Joint Participation Agreement requires the City of Gainesville to match the funding in the amount of \$100,000. Matching funds are allocated in the current RTS budget.

RECOMMENDATION

Recommended Motion: The City Commission: 1) adopt the Resolution.

090754_Agreement_20100304.pdf 090754_Memo_20100304.pdf 090754_Resolution_20100304.pdf

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

090624. AUTHORIZATION TO SERVE BEER AND WINE AT THE BETHEL STATION LEASED AREA ON THE DOWNTOWN COMMUNITY PLAZA (B)

Ordinance No. 0-10-01

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances of the City of Gainesville, Florida, related to the sale, possession, and consumption of alcoholic beverages at the Downtown Community Plaza; by amending section 4-4 (a), to allow the sale, possession, and consumption of beer and wine on the Bethel Station leased premises; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: CITY MANAGER STAFF REPORT

Bethel Station is the small historic building located on the southwestern corner of the Downtown Community Plaza, and is the site of a new amenity at the Plaza: the Lunchbox Café. This new business was selected through a competitive RFP process for its ability to meet the physical limitations of the Bethel site while bringing character to the Downtown and vitality to the Plaza. The CRA is coordinating the public/private partnership that will bring the Lunchbox Café to Downtown Gainesville, and the site is currently under lease and is undergoing renovation with buildout and expected grand opening in March 2010. The business model proposed by the café included the potential sale of beer and wine (hard liquor will not be served at the café) if allowed by the City.

Bethel Station is located in the "Downtown Community Plaza," a listed City Park defined in Sec. 18-16 and 18-18 of the City Code of Ordinances. Sec. 18-20 prohibits certain activities in City Parks, including the sale, possession or consumption of alcoholic beverages. In addition, Sec. 4-4. of the City Code of Ordinances regulates "Consumption, sale and consumption, possession generally." of alcoholic beverages. This section of the Code states that it is generally unlawful to possess or consume alcoholic beverages in public parks. However, this section of the Code also includes a list of specific exceptions that have been granted in City Parks over the years. Consistent with past practice, this ordinance amends this list to provide a limited exception for the Bethel Station leased premises.

If approved, this ordinance will allow the City Manager to issue written approval (such as in the lease or by lease amendment) of the sale, possession and consumption of beer and wine conditioned upon compliance with alcoholic beverage laws and such other conditions as the City may require.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting on January 7, 2010, directed the City Attorney to draft and the Clerk of the Commission to advertise this ordinance.

Should this ordinance pass on first reading, second and final reading will be held on Thursday, March 18, 2010.

RECOMMENDATION The City Commission adopt the proposed ordinance.

Legislative History

1/7/10 City Commission Approved as Recommended (6 - 0 - 1 Absent)

090624_Bethel Lease Survey_20100107.pdf 090624_draftordinance_201034.pdf 090624_presentation_20100304.pdf 090624_Bethel Alcohol Ord_20100304.pdf 090624_draftordinance_201034.pdf

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

<u>090763.</u>

One Stop Residential Homeless Center and Food Distribution Center for the Needy (B)

Petition PB-09-161 PDV. Causseaux, Hewett, and Walpole, Inc., agent for ADC Development and Investment Group, LLC. Rezone property from I-2 (General industrial district) to PD (Planned development district) to allow construction of a one-stop homeless assessment center with residences, health care, and food distribution facilities. Located at 820 Northwest 53rd Ave.

Explanation: This petition is a request by the applicant to rezone the property above from I-2 (Limited Industrial) to Planned Development to operate: a residence for destitute people; a social service home; a food distribution center for the needy; a healthcare facility; and a campground. The property is located in the 800 Block of NW 53rd Street (north side), at the end of a private easement approximately 2,000 feet from NW 53rd Avenue. The property is currently part of a larger parcel which will be provided with adequate access through the

subdivision review process. The applicant is proposing a subdivision of the parent parcel to create three lots, one of which will be dedicated as the subject property for this Planned Development.

Final approval of the PD is subject to approval of the proposed subdivision by the City Commission. During the subdivision process, a 100 foot right-of-way will be created from NW 53rd Avenue, along an existing private easement to the subject parcel. Another 60 foot right-of-way will branch out in a northeasterly direction to provide the main access to the subject parcel and other parcels to the east.

The parcel dedicated to the PD is approximately 9.78 acres. It is an isolated tract of undeveloped property, well removed from any existing development. The project site has a relatively even topography with large areas of wetlands. It is mostly undisturbed and completely occupied with pine and other natural growth vegetation. The property is surrounded by undeveloped parcels, except for the south and southwest which are occupied with a salvage yard, mixed industrial uses and a cement plant. The property has a land use of Industrial and is surrounded on the north by property designated for agriculture use and on the east, west and south by property designated for industrial use. The zoning on the property is I-2 (General industrial district) and is surrounded by industrial use on the east, south and west and by agriculture on the north. Immediately to the south of the property is an asphalt plant which appears to be inactive.

The purpose and intent of the Grace Marketplace PD is a collaborative response by the City of Gainesville and Alachua County to address the needs of the homeless in the community. The primary uses include, residence for destitute people, social service home, food distribution center for the needy and camping facilities. The PD Layout Plan shows development Area "B" where the camping facilities will be provided and Area "A" for the other uses.

The Plan Board reviewed the petition and recommended approval of staff conditions with modifications to conditions 1, 8, 9, 14, 19, 22 and 26 as requested by the applicant. One board member expressed concerns about moving forward because of procedural issues raise by an opposition attorney at the meeting.

Public notice was published in the Gainesville Sun on January 14, 2010. The Plan Board held a public hearing on February 1, 2010.

Fiscal Note: The project will be financed by the City accessing the capital markets directly through a bond issue rather than using the HUD Section 108 loan because it is more cost effective and provides the City greater flexibility.

<u>RECOMMENDATION</u>	City Plan Board to City Commission - The City Commission approve petition PB-09-161PDV with conditions as revised by the Plan Board. Plan Board
	vote 4 - 1. Staff to City Commission - the City Commission approve Plan Board's recommendation as included in the report.
	Staff to City Plan Board - Approve petition with

conditions.

090763_cpb recommended conditions_20100304.pdf 090763A_staff report_20100304.pdf 090763B_map 1_minor subdivision_20100304.pdf 090763C_trc comments_20100304.pdf 090763D_grace marketplace pd report_20100304.pdf 090763E_aerial photo map_20100304.pdf 090763F_petitioner application_workshop info_20100304.pdf 090763G_cpb minutes draft_20100304.pdf 090763_presentation_20100304.pdf

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT (no later than 11:00PM - Mayor to schedule date and time to continue meeting)