

City of Gainesville

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



Meeting Minutes

Monday, May 14, 2007

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Rick Bryant (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
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 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 - 1:10 PM

ROLL CALL

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

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

Mayor-Commissioner Pro Tem Bryant moved and Commissioner Lowe seconded to adopt the Consent Agenda with the following modifications.

(VOTE: 5-0, Commissioner Braddy and Commissioner Mastrodicasa - Absent, MOTION CARRIED)

MODIFICATION:

1. Advisory Board/Committee Appointments - File #070040 - Plan Board; File #070043 - Human Rights Board; (REMOVE FROM THE REGULAR AGENDA AND MOVE BACK TO CONSENT - Ballots completed).

Chair Hanrahan recognized Carol Daly who requested that the City Commission remove the following item from the Consent Agenda for discussion.

MODIFICATION:

2. File #060725 Citizen Proposal - Monitoring Yard Parking Violations - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).

CITY MANAGER, CONSENT AGENDA ITEMS

050351. Amendment to Existing Town Tire Purchase Order for FY07 (NB)

This item involves increasing an existing purchase order due to increases in associated costs.

RECOMMENDATION

The City Commission: 1) approve the purchase order modification increase to Town Tire for a total of \$202,000; and 2) authorize the City Manager or his designee to execute modification.

Alternative Recommendation A: The City Commission require re-bidding the contract and risk losing the discount currently allowed under the Agreement.

Alternative Recommendation B: The City Commission return to past practice by requesting quotation on demand and risk losing the efficiencies and price protection of the current contract.

This Matter was Approved as Recommended on the Consent Agenda.

061036. Purchase Agreement - Land for Fire Station 8 (B)

This item requests that the Commission authorize the City Manager to execute a purchase agreement for approximately two acres of vacant land behind 4127 NW 34th Street for construction of Gainesville Fire Rescue Station 8.

RECOMMENDATION

The City Commission authorize the City Manager to execute the purchase agreement with Desjam Enterprises, Inc. for the rear approximately 1.7 acres of tax parcel 06081-000-000 and a fifty foot access corridor, subject to approval by the City Attorney as to form and legality.

Alternate Recommendation A: The City Commission decline to authorize the City Manager to execute the purchase agreement.

This Matter was Approved as Recommended on the Consent Agenda.

061039. Gainesville Greens (GG Development Associates) Parking Agreements (B)

This item recommends the City Commission approve: 1) a License Agreement to allow Gainesville Greens the use of 233 parking spaces in the Southwest Downtown Parking Garage; 2) a Second Amendment to the License Agreement with Ken and Linda McGurn to accommodate the License Agreement with Gainesville Greens.

RECOMMENDATION

Recommended Motion: The City Commission authorize the City Manager to execute (1) the SECOND AMENDMENT TO LICENSE AGREEMENT FOR USE OF PARKING GARAGE between Ken and Linda McGurn and the City of Gainesville and (2) the LICENSE AGREEMENT FOR USE OF PARKING GARAGE between GG Development Associates and the City of Gainesville, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation: The City Commission not approve the SECOND AMENDMENT TO LICENSE AGREEMENT FOR USE OF PARKING GARAGE and not approve the LICENSE AGREEMENT FOR USE OF PARKING GARAGE.

This Matter was Approved as Recommended on the Consent Agenda.

061184. Revision of Rules for City Plan Board (B)

RECOMMENDATION *The City Commission approve the revision to Article XIII, Rules for City Plan Board.*

This Matter was Approved as Recommended on the Consent Agenda.

061199. U.S. Department of Homeland Security Buffer Zone Protection Program (NB)

This item requests City Commission acceptance of a grant in the amount of \$50,000 for the U.S. Department of Homeland Security Buffer Zone Protection Program.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager to: 1) accept the \$50,000 in grant funds, and 2) execute any other necessary documents, pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

061200. Application for FY 2007 HUD Continuum of Care Homeless Assistance Program Funding (NB)

The City of Gainesville will participate in the development of an application for HUD Continuum of Care Homeless Assistance Program funding by serving as the grantee for two local projects.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager or designee to apply for grant funding in collaboration with the Alachua County Coalition for the Homeless and Hungry under the U.S. Department of Housing & Urban Development (HUD) Continuum of Care Homeless Assistance Program and to act on behalf of the City of Gainesville in all matters pertaining to said grants; and (2) authorize the City Manager to execute subrecipient agreements with Meridian Behavioral Healthcare, Inc. and VETSPACE, Inc. if selected by HUD to receive funding through the Continuum of Care Homeless Assistance Program, subject to approval by the City Attorney as to form and legality.*

Alternative Recommendation A: The City Commission defer action until a later meeting.

This Matter was Approved as Recommended on the Consent Agenda.

061204. Amendment to Personnel Policy Number 12 - Military Leave (B)

This item is to amend Personnel Policy Number 12 - Military Leave.

RECOMMENDATION *The City Commission ratify the amendment to City of Gainesville Policy Number 12 - Military Leave*

This Matter was Approved as Recommended on the Consent Agenda.

061205. Status of On-Line Parking Ticket System (NB)

City staff has written software to permit citizens to pay their parking tickets on-line. This is a status update on staff's on-line payment efforts.

RECOMMENDATION *The City Commission accept this status report.*

This Matter was Approved as Recommended on the Consent Agenda.

061207. Decorative Aluminum Fencing for Greentree and Northeast Park (B)

This item involves the replacement of old chain link fencing along the boundaries of Greentree and Northeast Parks, with decorative black aluminum fencing to improve the appearance along the roadway.

RECOMMENDATION *The City Commission: 1) approve the bid award to B & T Contractors; and 2) authorize the City Manager or designee to execute the contract and issue a purchase order in an amount not to exceed \$68,559.90.*

Alternative Recommendation: The City Commission deny the request.

This Matter was Approved as Recommended on the Consent Agenda.

070003. Application for Disability Retirement for Lonnie Harvey, Jr. (B)

RECOMMENDATION *The City Commission deny the submitted application for disability retirement for Lonnie Harvey, Jr., Transit Operator, RTS, for the reasons explained in the explanation.*

This Matter was Approved as Recommended on the Consent Agenda.

070011. Amendment to Existing Ring Power Purchase Order for FY07 (NB)

This item involves increasing an existing purchase order due to increases in

associated costs.

RECOMMENDATION

The City Commission: 1) approve the purchase order modification increase to Ring Power for a total of \$60,000; and 2) authorize the City Manager or his designee to execute modification.

Alternative Recommendation A: The City Commission require bidding a contract and risk losing the discount currently allowed under the Agreement.

Alternative Recommendation B: The City Commission return to past practice by requesting quotation on demand and risk losing the efficiencies and price protection of the current Agreement.

This Matter was Approved as Recommended on the Consent Agenda.

070023.

Authorization to Increase Communications Services Tax Rates (NB)

This item authorizes the City Attorney to draft and the Clerk of the Commission to advertise a revision to the Communications Services Tax Rate in Section 25-81 of the City's Municipal Code in Accordance with Requirements of Chapter 202.20(2) Florida Statutes.

RECOMMENDATION

The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise revisions to the City's Communications Services Tax Rate including the .12% for forgoing construction permit fees, setting a total one-year catch-up rate of 7% and a new permanent rate thereafter of 5.57%.

This Matter was Approved as Recommended on the Consent Agenda.

070025.

SECOND-HAND DEALER HOLD-ORDERS (B)

Ordinance No. 0-07-37

An ordinance of the City of Gainesville, Florida, amending section 22-22 of Article II of Chapter 22, Code of Ordinances, entitled Secondhand Dealers; increasing the number of days for hold-orders; providing for directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION

The City Commission: 1) approve amendment to Sec.22-22 of the Gainesville Code of Ordinances relating to hold orders issued by police, to be consistent with the holding period provided for in §538.06, F.S., and 2) authorize the City Attorney to draft and the Clerk of the Commission to advertise an ordinance amending Sec. 22-22 of the Gainesville Code of

Ordinances to provide of a 90-day hold consistent with state statutory provisions.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

070032. Reimbursement for Oversizing of Wastewater (WW) and Reclaimed Water (RCW) Facilities at Brytan Planned Development (NB)

Reimburse the developer of Brytan Planned Development for the oversizing of Wastewater (WW) and Reclaimed Water (RCW) facilities.

RECOMMENDATION *The City Commission authorize the General Manager or her designee to negotiate and execute an agreement for reimbursement to Brice Business Group for the oversizing of WW and RCW facilities in an amount not to exceed \$300,000.00 subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

070033. Reimbursement for Oversizing of Wastewater (WW) Facilities at Shands Ambulatory Surgery Center (NB)

Reimburse the developer of Shands Ambulatory Surgery Center for the oversizing of Wastewater (WW) facilities.

RECOMMENDATION *The City Commission authorize the General Manager or her designee to negotiate and execute an agreement for reimbursement to the University of Florida Foundation for the oversizing of WW facilities in an amount not to exceed \$360,000.00 subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

070034. Software Upgrade for Risk Management and Safety and Training Management (NB)

Staff recommends upgrading a software solution for risk management and safety and training management with Unique Software Solutions, Inc.

RECOMMENDATION *The City Commission 1) authorize the General Manager, or her designee, to upgrade to an existing software license agreement with Unique Software Solutions, Inc. for a safety & training management application suite (OHM/Web), subject*

to the approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders in amounts not exceeding \$73,000 for Utility and General Government requirements.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

061201. ROBERT ALEXANDER NEVILLE M.D. VS. K-9 OFFICER CONCANNON, A. VAN HALL AND NORMAN BOTSFORD; UNITED STATES DISTRICT COURT CASE NO. 1:06CV00199MP-AK (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City of Gainesville and City employees acting in the course and scope of their employment and with the consent and waiver of potential conflict by the City employees, in the case Robert Alexander Neville M.D. vs. K-9 Officer Concannon, A. Van Hall and Norman Botsford; United States District Court Case No. 1:06cv00199MP-AK.*

This Matter was Approved as Recommended on the Consent Agenda.

061202. KIMBERLY EWELL VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, COURT CASE NO. 2007-CA-369 (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City of Gainesville in the case Kimberly Ewell vs. City of Gainesville; Eighth Judicial Circuit, Court Case No. 2007-CA-369*

This Matter was Approved as Recommended on the Consent Agenda.

070020. PROGRESSIVE EXPRESS INSURANCE COMPANY, A/S/O VICTOR DELGADO VS. CITY OF GAINESVILLE; ALACHUA COUNTY COURT; CASE NO.: 01-07-SC 1135 (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City in the case styled Progressive Express Insurance Company, a/s/o Victor Delgado vs. City of Gainesville; Alachua County Court; Case No.: 01-07-SC-1135.*

This Matter was Approved as Recommended on the Consent Agenda.

070022. NAME CHANGE OF OCCUPATIONAL LICENSE (NB)

RECOMMENDATION *Authorize the City Attorney to draft and the Clerk of the Commission to advertise an ordinance replacing the term "occupational license" with the term "business tax".*

This Matter was Approved as Recommended on the Consent Agenda.

070027. AMENDMENTS TO EMPLOYEES GENERAL PENSION PLAN TO UPDATE AND COMPLY WITH PROVISIONS OF THE PENSION PROTECTION ACT OF 2006 (NB)

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an ordinance amending the General Employees Pension Plan.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**070002. City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of April 9, 2007; April 23, 2007; and May 3, 2007; as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

070038. Advisory Board/Committee Appointments to the Citizens' Advisory Committee for Community Development (NB)

RECOMMENDATION *The City Commission appoint Walter O. Barry for term to expire November 1, 2009, and appoint John H. Thomas for term to expire November 1, 2010 to the Citizens' Advisory Committee for Community Development.*

*Commissioner Braddy: Barry and Thomas
Commissioner Bryant: Barry and Thomas
Commissioner Donovan: Barry and Thomas
Commissioner Henry: Barry and Thomas
Commissioner Lowe: Barry and Thomas
Commissioner Mastrodicasa: Barry and Thomas
Mayor Hanrahan: Barry and Thomas*

This Matter was Approved as Recommended on the Consent Agenda.

070039. Advisory Board/Committee Appointments to the City Beautification Board (NB)

RECOMMENDATION *The City Commission appoint to the City Beautification Board Karissa N. Baker and John H. Thomas for terms to expire November 1, 2009, and Vivian Filer and Gayle G. Phelan for terms to expire November 1, 2008.*

*Commissioner Braddy: Baker, Filer Phelan, Thomas
Commissioner Bryant: Baker, Filer, Phelan, Thomas
Commissioner Donovan: Baker, Filer, Phelan, Thomas
Commissioner Henry: Baker, Filer, Phelan, Thomas
Commissioner Lowe: Baker, Filer, Phelan, Thomas
Commissioner Mastrodicasa: Baker, Filer, Phelan, Thomas
Mayor Hanrahan: Baker, Thomas, Filer, Phelan*

This Matter was Approved as Recommended on the Consent Agenda.

070041. Advisory Board/Committee Appointment to the Fire Safety Board of Adjustment (NB)

RECOMMENDATION *The City Commission reappoint Donald A. Yanskey to the Fire Safety Board of Adjustment for term to expire November 1, 2008.*

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

This Matter was Approved as Recommended on the Consent Agenda.

070042. Advisory Board/Committee Appointment to the Gainesville Enterprise Zone Development Agency (NB)

RECOMMENDATION *The City Commission appoint Todd Martin (Code Enforcement Member) to the Gainesville Enterprise Zone Development Agency for a vacancy to expire March 31, 2008.*

*Commissioner Braddy: Martin
Commissioner Bryant: Martin
Commissioner Donovan: Martin
Commissioner Henry: Martin
Commissioner Lowe: Martin*

Commissioner Mastrodicasa: Martin

Mayor Hanrahan: Martin

This Matter was Approved as Recommended on the Consent Agenda.

070045. Advisory Board/Committee Appointments to the Innovation Campus Task Force (NB)

RECOMMENDATION

The City Commission appoint to the Innovation Campus Task Force (citizen-at-large), (developer), (finance), (entrepreneur), (Santa Fe Community College), (UF Representative) with terms to expire upon completion of the charge.

Commissioner Braddy: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

Commissioner Bryant: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

Commissioner Donovan: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

Commissioner Henry:

Commissioner Lowe: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

Commissioner Mastrodicasa: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

Mayor Hanrahan: Thomas, Warren, Arvesu, Warrington, Hutchins, Dixon

This Matter was Approved as Recommended on the Consent Agenda.

070046. Advisory Board/Committee Appointment to the Water Management Committee (NB)

RECOMMENDATION

The City Commission appoint Vanessa M. Gonzalez-Vinas to the Water Management Committee for a term to expire August 2009.

Commissioner Braddy: Gonzalez-Vinas

Commissioner Bryant: Gonzalez-Vinas

Commissioner Donovan: Gonzalez-Vinas

Commissioner Henry: Gonzalez-Vinas

Commissioner Lowe: Gonzalez-Vinas

Commissioner Mastrodicasa: Gonzalez-Vinas

Mayor Hanrahan: Gonzalez-Vinas

This Matter was Approved as Recommended on the Consent Agenda.

070040. Advisory Board/Committee Appointment to the City Plan Board (NB)

RECOMMENDATION

The City Commission appoint Randolph M. Wells to the City Plan Board for a term to expire November 1, 2010.

Commissioner Braddy: Wells

Commissioner Bryant: Wells

Commissioner Donovan: Harnsberger

Commissioner Henry: Wells

Commissioner Lowe: Wells

Commissioner Mastrodicasa: Wells

Mayor Hanrahan: Ackerman

This Matter was Approved as Recommended on the Consent Agenda.

070043.**Advisory Board/Committee Appointment to the Gainesville Human Rights Board (NB)****RECOMMENDATION**

The City Commission appoint Rev. Olivia Hannibal to the Gainesville Human Rights Board for a term to expire February 22, 2009.

Commissioner Braddy: Toledo

Commissioner Bryant: Hannibal

Commissioner Donovan: Hannibal

Commissioner Henry: Hannibal

Commissioner Lowe: Krop

Commissioner Mastrodicasa: Toledo

Mayor Hanrahan: Hannibal

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT****PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT****051175.****Charter Officer Annual Review Process (NB)**

This item explains the Annual Review process for Charter Officers

RECOMMENDATION

The City Commission approve the Annual Review process for Charter Officers and this item be removed from the Personnel

and Organizational Structure Committee referral list.

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC SAFETY COMMITTEE, CONSENT

061024. Ironwood Homeowners Association Report (NB)

RECOMMENDATION *The City Commission remove this item from the Public Safety Committee's Referral List.*

This Matter was Approved as Recommended on the Consent Agenda.

061175. Gainesville Police Explorer Funding for State Competitions from State LECFTF (NB)

The Florida Association of Police Explorers will be hosting the Florida State Competition from Sunday, June 10 through Saturday June 16, 2007 in Orlando. The Gainesville Police Department would like to send six members to compete.

RECOMMENDATION *The City Commission approve the appropriation and expenditure of an amount not to exceed \$2,000.00 from the State Law Enforcement Contraband Forfeiture Trust Fund for travel expenses for The Police Explorers, Post 917 to be used for them to attend their State competition in 2007.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

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

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Mayor-Commissioner Pro Tem Bryant move and Commissioner Lowe seconded to adopt the Regular Agenda with the following modifications.

(VOTE: 5-0, Commissioners Braddy and Mastrodicasa - Absent, MOTION CARRIED)

REGULAR AGENDA MODIFICATIONS:

- 1. File #060927 - Legislative Update - (Additional Back-up submitted).*
- 2. File #070013 - Interlocal Agreement with Alachua County for the Additional Five Cents Local Option Fuel Tax - (Additional back-up submitted).*
- 3. File #060864 - Presentation on Juvenile Crime by the State Attorney's Office - (Waive the rules to hear this item at a Time Certain of 3:00 PM).*
- 4. File #061182 - Paynes Prairie Preserve State Park - (Waive the rules to hear this item at a Time Certain of 3:30 PM).*
- 5. File # 070036 - Mayor Pegeen Hanrahan - Committee Assignments - (Additional back-up submitted).*
- 6. Mayor Pegeen Hanrahan - Preparation for the Governor's Environmental Summit - (New Item)*
- 8. File #070061 - Mayor Pegeen Hanrahan - Alachua County Commission Energy Conservation Committee - (New Item).*
- 9. File # 070062 - Local Law Enforcement Memorial Day - (New Item).*
- 10. File # 070026 - Moratorium on Electronic Signs and Animated Signs - (Waive the rules to hear this item at a Time Certain of 8:00 PM).*
- 11. File #060725 - Citizen Proposal - Monitoring Yard Parking Violations - (Waive the Rules to hear this item first on the Regular Agenda).*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

WAIVER OF RULES

The rules were waived by adoption of the Regular Agenda to hear this item first on the Regular Agenda under the City Manager Category.

PUBLIC SAFETY COMMITTEE (REMOVED FROM CONSENT)

060725. Citizen Proposal - Monitoring Yard Parking Violations (B)

Chair Hanrahan recognized Carol Daley and Jimmy Harnsberger who spoke to the matter.

Chief of Police Norm Botsford, Assistant City Manager Lee Ann Lowery, Assistant City Attorney Ron Combs and Code Enforcement Manager Jim Garrett made comments.

NOTE: Commissioner Braddy entered the meeting room at 1:56 PM.

RECOMMENDATION *The City Commission 1) approve the procedures regarding yard parking violations implemented by the Codes Enforcement Department and 2) remove this item from the Public Safety Committee's Referral List.*

No Action Taken

CITY MANAGER**060927. Legislative Update (B)**

The City Commission will receive a report from staff regarding legislative affairs.

City Legislative Affairs and Grants Coordinator Chris Cooper, Public Works Director Teresa Scott and Finance Director Mark Benton gave presentations.

Chair Hanrahan recognized Fraternal Order of Police President Jeff McAdams who spoke to the matter.

MOTION: Add Property Tax (Reform) and other local government finance issues to the call for the meeting of May 21, 2007. (City Commission Special Meeting).

RECOMMENDATION *The City Commission receive the legislative update and take action as appropriate and 1) approve a position on Property Tax Reform; and 2) request staff to coordinate meetings with members of the Alachua County State Legislative Delegation to relay the position of Property Tax Reform taken by the City Commission.*

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Bryant, that this matter be Approved as shown above (See Motion).

The motion carried by the following vote:

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

WAIVER OF RULES - Time Certain 3:00 PM

The rules were waived by adoption of the Regular Agenda to hear this item at a Time Certain of 3:00 PM.

060864. Presentation on Juvenile Crime by the State Attorney's Office & Drug Activity & Noise in the SE 5th Avenue Neighborhood (B)

Office of the State Attorney Gretchen Howard gave a presentation.

Chair Hanrahan recognized Mary Anderson who spoke to the matter.

RECOMMENDATION *The City Commission 1) Hear a presentation from the State Attorney's Office on the 2006 Juvenile Offense Data for Alachua County; and 2) remove this referral item from the Public Safety Committee's referral list.*

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

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

WAIVER OF RULES - Time Certain 3:30 PM

The rules were waived by adoption of the Regular Agenda to hear this item at a Time Certain of 3:00 PM.

061182. Paynes Prairie Preserve State Park (B)

Paynes Prairie Park Services Specialist JulieAnn Tabone gave a presentation.

RECOMMENDATION *The City Commission hear a presentation and take action deemed appropriate.*

Heard

WAIVER OF RULES

The rules were waived without objection to hear File #070035 "GEAC Recommendation for Carbon Footprint Assessment Tool" before File #070013 "Gas Tax".

070035. GEAC Recommendation for Carbon Footprint Assessment Tool (NB)

GEAC Chair Rob Brinkman gave a presentation.

RECOMMENDATION *The City Commission to provide \$10,000.00 in funding for a carbon footprint assessment tool as proposed by Mark Van Soestbergen of the International Carbon Bank and Exchange Inc.*

A motion was made by Commissioner Lowe, seconded by Commissioner Donovan, that this matter be Referred to the Regional Utilities Committee, due back on November 14, 2007. The motion carried by the following vote:

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

070013. Interlocal Agreement with Alachua County for the Additional Five (5) Cents Local Option Fuel Tax (B)

Section 336.025, Florida Statutes allow counties to impose an additional local option gas tax of one to five cents on motor fuel sold in a county, with the revenue generated by such tax to be used by county and municipal governments only for transportation expenditures authorized by law. Alachua County is considering adopting an ordinance for the implementation of this additional five cents to be effective January 1, 2008.

AMENDMENT: Change the language in Recommendation 2 to read: authorize the "appropriate" individual to execute the Interlocal Agreement.

RECOMMENDATION *The City Commission: 1) approve the Interlocal Agreement with the additional language to address Alachua County's agreement to limit their expenditure of the revenue from the additional five (5) cents to major maintenance such as unpaved road alternative surface treatments, resurfacing/reconstruction projects, bicycle/pedestrian projects, and roadway safety improvements; and 2) authorize the City Manager to execute the Interlocal Agreement.*

Alternative Recommendation A:

The City Commission: 1) select a higher distribution percentage rate; and 2) direct staff to go back to the County Commission for further negotiations.

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

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

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE

REGIONAL UTILITIES COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

070047. The City Commission appoint an EDUCC member to the Innovation Campus Task Force (NB)

MOTION: Appoint Commissioner Jeanna Mastrodicasa to the Innovation Campus Task Force.

RECOMMENDATION *The City Commission appoint an EDUCC member to the Innovation Campus Task Force, term to expire at the completion of the charge.*

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

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

070044. Advisory Board/Committee Appointments to the Gainesville/Alachua County Cultural Affairs Board (NB)

RECOMMENDATION *The City Commission appoint Shontae White and Christoph*

Kuepper to a vacancy expiring September 30, 2008, and appoint Vivian Filer and Melissa Gerhardt to terms to expire September 30, 2009.

Commissioner Braddy: Filer, Gerhardt, Kuepper, White

Commissioner Bryant: Baker, Filer, Gerhardt, White

Commissioner Donovan: Baker, Gerhardt, Kuepper, White

Commissioner Henry: Backer-Kelly, Filer, Kuepper, White

Commissioner Lowe: Backer-Kelly, Filer, Gerhardt, Kuepper

Commissioner Mastrodicasa: Backer-Kelly, Baker, Filer, Gerhardt

Mayor Hanrahan: Filer, Gerhardt, Kuepper, White

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

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

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

070036. Mayor Pegeen Hanrahan - Committee Assignments (B)

NOTE: The Committee assignments are attached.

RECOMMENDATION *The City Commission confirm the Mayor's committee assignments.*

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

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

070061. Mayor Pegeen Hanrahan - Alachua County Commission Energy Conservation Committee (NB)

Chair Hanrahan recognized Alachua County Environmental Protection Representative Sean McLendon and GEAC Chair Rob Brinkman who spoke to the matter.

MOTION: Communicate with the County Commission that the City would like to partner with them in this initiative.

RECOMMENDATION *The City Commission discuss the possibility of joining with Alachua County to create a Joint City/County Energy Conservation Committee.*

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

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

070063. Preparation for the Governor's Environmental Summit (NB)

MOTION: 1) The City Commission sponsor an initial meeting (to begin establishing a position statement for the Governor's Environmental Summit) in the very near future, as long as the appropriate publicity can take place; and 2) to allow ourselves time for a follow-up meeting that would finalize a position statement that the City can take forward to the State Environmental Summit in July.

Chair Hanrahan recognized Rob Brinkman who spoke to the matter.

RECOMMENDATION *The City Commission sponsor a meeting for brainstorming sessions regarding environmental issues in preparation for the Governor's Environmental Summit being held July 10-12, 2008.*

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

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

Commissioner Jack Donovan - Planning for the Urban Village Area

This item was moved to the end of the evening portion of the agenda.

COMMISSION COMMENTS (if time available)

RECESS - 5:10 PM

RECONVENE - 5:46 PM

PLEDGE OF ALLEGIANCE (5:30pm)

GATOR DETACHMENT OF THE MARINE CORPS

PROCLAMATIONS/SPECIAL RECOGNITIONS**070029. National Public Works Week - May 20-26, 2007 (B)**

RECOMMENDATION *City of Gainesville Public Works Director Teresa Scott to accept the proclamation.*

Heard

070030. Foster Care Month - May 2007 (B)

RECOMMENDATION *Partnership for Strong Families Resource Development Specialist Dana Bobb to accept the proclamation.*

Heard

070031. Memorial Day - May 28, 2007 (B)

RECOMMENDATION *Gator Detachment of the Marine Corp League to accept the proclamation.*

Heard

070062. Local Law Enforcement Memorial Day (B)

RECOMMENDATION *Officer Jeff McAdams to accept the Proclamation.*

Heard

061206. Raising 'Canes Student Awards (NB)

Assistant City Manager Lee Ann Lowery gave a presentation.

RECOMMENDATION *The City Commission hear presentation.*

Heard

CITIZEN COMMENT (6:00pm)**Barbara Ruth**

Expansion of the Public Works Fleet Maintenance Facility

Kimberly McNeil

Expansion of the Public Works Fleet Maintenance Facility

Michael Parsons

Expansion of the Public Works Fleet Maintenance Facility

Peter McMahon

Expansion of the Public Works Fleet Maintenance Facility

Vivian Filer

Cotton Club Project - Juneteenth Festival - CoSponsorshp

See following item #070064.

Jennifer Lindquist

Cotton Club Project - Juneteenth Festival - CoSponsorshp

See following item #070064.

Donna Isaacs

Cotton Club Project - Juneteenth Festival - CoSponsorshp

See following item #070064.

Mac McEachern

Expansion of the Public Works Fleet Maintenance Facility - Note: Spoke again at the end of Citizen Comment.

Alan Hayes

Deferred comments until the next City Commission Meeting

Jerry Williamson

Deferred comments until next City Commission Meeting

Walter Willard

Various Issues

Pat Fitzpatrick

Panhandling Issues

Don Ahrens

Signage for Business Downtown

Steve Boyes

Signage for Business Downtown

NOTE: This issue was referred to Community Development Staff and Economic Development Staff.

Bob Ivey

Expansion of the Public Works Fleet Maintenance Facility

Dr. James Harnsberger

1. University Park Neighborhood Speeding Issues (NW 22nd Street between University Avenue and 8th Avenue)

See following referral item #070082.

2. Expansion of the Public Works Fleet Maintenance Facility

Candi Penner/Brandi Culpepper

Expansion of the Public Works Fleet Maintenance Facility

Ann Lowery

Expansion of the Public Works Fleet Maintenance Facility

Rob Brinkman

Expansion of the Public Works Fleet Maintenance Facility

Rich Pusateri

Expansion of the Public Works Fleet Maintenance Facility

Clara Horton

Expansion of the Public Works Fleet Maintenance Facility

Mac McEachern

Expansion of the Public Works Fleet Maintenance Facility

COMMISSION COMMENT

Expansion of Public Works Maintenance Facility

Staff to bring a report back to the City Commission after the Development Review Board hears this item May 24, 2007.

070064. Cotton Club Project Juneteenth Festival Co-Sponsorship (B)

Chair Hanrahan recognized Vivian Filer, Jennifer Lindquist and Donna Isaacs who gave presentations.

ADDITIONAL MOTION: Commissioner Lowe moved and Mayor-Commissioner Pro Tem Bryant seconded to place a freeze on the use of City Commission Contingency Funds for Outside Agencies effective immediately (exempting any pending applications (Stop the Violence Rally)).

(VOTE: 5-0, Commissioners Braddy and Mastrodicasa - Absent, MOTION CARRIED)

NOTE: See following File #070081.

RECOMMENDATION *The City Commission co-sponsor the Cotton Club Project Juneteenth Festival by allocating up to \$10,000.00 from the City Commission Contingency Fund.*

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

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

070081. City Commission Contingency Fund Freeze (NB)

RECOMMENDATION *The City Commission place a freeze on the use of City Commission Contingency Funds for Outside Agencies effective immediately (exempting any pending applications (Stop the Violence Rally)).*

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

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

070082. NW 22nd Street Speeding Issues (NB)

RECOMMENDATION *The City Commission refer the issue of speeding on NW 22nd Street to the Public Works Committee with public safety components of that issue being studied as well.*

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Bryant, that this matter be Referred to the Recreation, Cultural Affairs and Public Works Committee, due back on November 14, 2007. The motion carried by the following vote:

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

PUBLIC HEARINGS

WAIVER OF RULES TIME CERTAIN 8:00 PM

070026. MORATORIUM ON ELECTRONIC SIGNS AND ANIMATED SIGNS (B)

Ordinance No. 0-07-31

An Ordinance of the City of Gainesville, Florida, imposing a temporary moratorium on the issuance of any permit, development order, site plan approval and any other official action of the City of Gainesville having the effect of permitting or allowing the construction, operation or erection of an electronic sign or an animated sign, as more specifically described in this Ordinance, excluding approvals and permits for the maintenance of an existing electronic sign or animated sign; the temporary moratorium shall apply to all real property located within the corporate limits of the City of Gainesville; providing a procedure for extraordinary hardship; providing a severability clause; and providing an immediate effective date.

City Senior Planner Dom Nozzi, Community Development Director Tom Saunders and Planning Manager Ralph Hilliard gave presentations.

Chair Hanrahan recognized Chamber of Commerce Representative Alex Patton, Rob Brinkman and Monica Cooper who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

ADOPTION READING-ROLL CALL REQUIRED**060733. LAND USE CHANGE - UNIVERSITY AVENUE AND 13TH STREET
(UNIVERSITY CORNERS) (B)****Ordinance No. 0-07-06, Petition No. 148LUC-06PB**

An ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan, Future Land Use Map; amending Ordinance No. 040656 that imposed the land use category of "Planned Use District" on certain property known as "University Corners", as more specifically described in this ordinance; located between West University Avenue on the South, Northwest 3rd Avenue on the North, Northwest 13th Street (US 441) on the East and Northwest 14th Street on the West; providing revised conditions; 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 Bryant, seconded by Commissioner Lowe, that this matter be Adopted (Ordinance) on Adoption Reading. The motion carried by the following vote:

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

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**060734. PLANNED DEVELOPMENT AMENDMENT - UNIVERSITY AVENUE AND
13TH STREET (UNIVERSITY CORNERS) (B)****Ordinance No. 0-07-02, Petition No. 149PDA-06PB**

An Ordinance of the City of Gainesville, Florida; amending Ordinance No. 040657 that rezoned certain properties to the zoning category of Planned Development, commonly known as "University Corners", as more specifically described in this ordinance; generally located between West University Avenue on the South, Northwest 3rd Avenue on the North, Northwest 13th Street (US 441) on the East and Northwest 14th Street on the West; adopting revised development plan maps and a revised development report; adopting additional conditions and restrictions; providing for penalties; 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 Bryant, seconded by Commissioner Henry, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

050255. AMENDMENT TO CLUSTER SUBDIVISION REQUIREMENTS (B)

Ordinance No. 0-05-95; Petition 121TCH-05 PB

An ordinance of the City of Gainesville, Florida, amending the Land Development Code relating to cluster subdivisions; amending section 30-190, establishing criteria for classifying cluster subdivisions as either environmental or infill, establishing lot sizes, clarifying the cluster open space requirement, and modifying the criteria for the review of cluster subdivisions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission continue the first public hearing to Monday, June 11, 2007.*

A motion was made by Commissioner Lowe, seconded by Commissioner Henry, that this matter be Continued (1st Reading) for June 11, 2007. The motion carried by the following vote:

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

060499. COMPREHENSIVE PLAN AMENDMENT - ASSIGNING ZONING DISTRICTS TO THE UMU-1 AND UMU-2 FUTURE LAND USE CATEGORIES (B)

Ordinance No. 0-06-119; Petition 140CPA-06 PB

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Element of the City of Gainesville 2000-2010 Comprehensive Plan, amending Policy 4.7.1 to assign implementing zoning districts to the Urban Mixed-Use 1 (UMU-1) and Urban Mixed-Use 2 (UMU-2) future land use categories; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

City Chief of Comprehensive Planning Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition 140CPA-06 PB; and (2) adopt the proposed ordinance.*

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

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

060586. COMPREHENSIVE PLAN AMENDMENT - GAINESVILLE INNOVATION

ZONE (B)**Ordinance 0-07-03; Petition 159CPA-06 PB**

An ordinance of the City of Gainesville, Florida, creating and adding a "Gainesville Innovation Zone" to the Intergovernmental Coordination Element of the City of Gainesville 2000-2010 Comprehensive Plan; creating a Gainesville Innovation Zone; adopting a new objective and new policies; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

City Chief of Comprehensive Planning Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition 159CPA-06 PB; and (2) adopt the proposed ordinance.*

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

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

061079.**VOLUNTARY ANNEXATION - BEAR ARCHERY (B)****Ordinance No. 0-07-21**

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, Special Act, 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 Tax Parcel 07240-001-003, generally located south of the vicinity of the intersection of Interstate 75 and Archer Road, west of the City limits and Interstate 75, north of Tax Parcel 07240-000-000 and east of Tax Parcel 07240-000-000; 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.

Strategic Planning Manager Karen Snyder-Billings gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

061129. POSTPONING SCHEDULING OF THE 2008 CITY COMMISSION ELECTION (B)

Ordinance No. 0-07-28

An ordinance of the City Commission of the City of Gainesville, Florida, suspending the scheduling dates in Sections 9-2(b) and (c) relating to the setting of election dates for 2008; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

CLERKS' NOTE: The City Commission has scheduled a special meeting on June 18, 2007 to discuss election issues.

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

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

070012. CONSOLIDATED POLICE OFFICERS AND FIREFIGHTERS RETIREMENT PLAN (B)

Ordinance No. 0-07-22

An ordinance of the City of Gainesville, Florida, amending provisions relating to the Consolidated Police Officers and Firefighters Retirement Plan, Article VII, Division 8 of Chapter 2 of the Code of Ordinances, by amending section 2-596, Definitions; 2-598, Eligibility and participation; section 2-599, Contributions; section 2-600, Retirement dates and benefits; section 2-601, Optional forms of retirement income; section 2-602, Administration of the plan, section 2-606, Miscellaneous relating to beneficiaries; section 2-607, Cost of living adjustment of benefits; and section 2-633(d) of Article XI, Retiree Health Insurance Program and Trust Fund, of Chapter 2 of the Code of Ordinances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date, and limited retroactive effect.

Chair Hanrahan recognized Fraternal Order of Police President Jeff McAdams who gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

060856. STREET VACATION - VICINITY OF NE 8TH PLACE AND N.E. 20TH STREET (B)

Ordinance No. 0-07-24, Petition 195SVA-06PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close a certain portion of the right-of-way located at the westerly 100 feet of Northeast 8th Place, west of Northeast 20th Street, as more specifically described in this Ordinance; reserving a public utilities easement; 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 Bryant, seconded by Commissioner Henry, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

060899. URBAN SERVICES REPORT OF CITY-OWNED PROPERTIES - AIRPORT AREA (B)

Ordinance No. 0-07-13

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 City-owned parcels 17752-004-000 and 17731-002-000. Parcel 17752-004-000 is generally located south of the City limits and Tax Parcel 17752-001-000, north of Tax Parcel 17729-000-000 and east of NE 39th Avenue. Parcel 17731-002-000 is generally located south of the City limits, west of the City limits, north of Tax Parcel 17732-000-000 and east of the City limits and Tax Parcels 08180-000-000 and 08178-000-000, as more specifically described in this report; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Act, 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.

Chair Hanrahan recognized Richard Selwach who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

060972. VOLUNTARY ANNEXATION - CHILI'S RESTAURANT (B)**Ordinance No. 0-07-09**

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, Special Act, 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 Tax Parcel 06810-001-008, as more specifically described in this ordinance, generally located in the vicinity of 3530 SW Archer Road; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

061147. VOLUNTARY ANNEXATION - CITY-OWNED PROPERTY - KANAPAHA AREA 1 (B)**Ordinance No. 0-07-23**

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, Special Act, 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 City-owned Tax Parcels, 06842-001-000, 06844-000-001, 06846-000-000, 06847-000-000, 06848-000-000, a portion of 06845-000-000, and a portion of 06837-000-000, generally located south of the City Limits and the vicinity of SW 24th Avenue, west of Kanapaha Lake and the vicinity of Interstate 75, north of the vicinity of SW Archer Road and east of the vicinity of SW 75th Street/Tower Road; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

060980. VOLUNTARY ANNEXATION - CITY-OWNED PROPERTY - KANAPAHA AREA 2 (B)

Ordinance No. 0-07-11

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, Special Act, 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 City-owned Tax Parcel 06909-000-000, generally located south of the City Limits, Kanapaha Lake and the vicinity of SW 24th Avenue, west of the vicinity of Interstate 75, north of the vicinity of SW Archer Road and east of the vicinity of SW 75th Street/Tower Road; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

RESOLUTIONS- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

070054. Commissioner Scherwin Henry - Buck Bay Zoning Change (NB)

MOTION: Commissioner Braddy moved and Commissioner Henry seconded to

withdraw the petition before the Plan Board.

MOTION FAILED

SECOND MOTION (MAIN MOTION): C/Bryant and C/Lowe seconded to request that the item be continued to the following Plan Board Meeting (June) or after the mediation; and schedule a four part mediation as soon as possible (VOTE: 7-0, MOTION CARRIED)

Chair Hanrahan recognized Richard Selwach, George Dix, Dr. Jimmy Harnsberger, Marti Easters and Dave Studebaker who spoke to the matter.

RECOMMENDATION *The City Commission discuss the pursuit of zoning change for Buck Bay.*

UNFINISHED BUSINESS

070037. Commissioner Jack Donovan - Planning for the Urban Village Area (B)

WAIVER OF RULES: Commissioner Lowe moved and Commissioner Henry seconded to waive the rules to extend the meeting to 11:15 PM. (VOTE: 7-0 MOTION CARRIED)

MOTION: Put this conversation on an upcoming agenda and ask staff to update the City Commission on the progress being made on the subcommittee and so the City Commission can provide some feedback.

RECOMMENDATION *The City Commission discuss setting up a workshop on how things are proceeding with planning for the Urban Village and how to proceed.*

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

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

COMMISSION COMMENT

Commissioner Ed Braddy

Ridgeview Neighborhood - Eagle Trace Condos - Signage Issues

Craig Lowe

City of Gainesville Energy Policy - GEAC

See following File # 070084.

070084. City of Gainesville Energy Policy - Gainesville Energy Advisory Committee (GEAC) (NB)

RECOMMENDATION *The City Commission communicate to GEAC to see if they are interested in taking on creating an energy policy for the City of Gainesville as a project in their work program.*

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

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

Commissioner Jeanna Mastrodicasa

Attending the "Ask You Institute for Policy in Society" - Future of the State of Florida's University System in Tallahassee, Florida.

City Manager Russ Blackburn

City of Gainesville being chosen as Number 1 City in the Nation.

CITIZEN COMMENT (If time available)

Richard Selwach

1. *Airport Lighting*
2. *Homeless person under 8th Avenue bridge/bags of trash*
3. *Landlord Permit Fees*

ADJOURNMENT - 11:15 PM

Kurt M. Lannon, Clerk of the Commission