

City of Gainesville

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



Meeting Minutes

Monday, May 22, 2000

1:00 PM

City Hall Auditorium

City Commission

*Mayor Paula M. DeLaney (At-Large)
Commissioner Warren Nielsen (At-Large)
Commissioner Chuck Chestnut (District 1)
Mayor-Commissioner Pro Tem John R. Barrow (District 2)
Commissioner Pegeen Hanrahan (District 3)*

Call to Order - 1:02 PM**Invocation****Reverend Thomas A. Wright, Mount Carmel Baptist Church****Roll Call**

Present: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen

Absent: Paula M. DeLaney

Consent Agenda**City Manager, Consent Agenda Items****991448 Consent to Foundation and Roof Overhang Encroachment Easement for Union Street Station (B)**

RECOMMENDATION *The City Commission: 1) consent to Foundation and Roof Overhang Easement for the Union Street Station Development; and 2) authorize the City Manager to sign the necessary document for creating the easement, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

991449 N.W. 7th Lane Mediation Agreement (B)

RECOMMENDATION *The City Commission: 1) accept the Settlement Agreement between the property owners on NW 7th Lane; and 2) authorize staff to implement the work within the public right-of-way.*

This Matter was Approved as Recommended on the Consent Agenda.

991450 Summer Food Program Bid Award (B)

RECOMMENDATION *The City Commission authorize the City Manager or his designee to execute a contract with ARAMARK - University of Florida, for the Summer Food Service Program, in an amount not to exceed \$98,980.13, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

991451 NW 38th Street Reconstruction from 8th Avenue to 16th Boulevard (NB)

RECOMMENDATION *The City Commission authorize the City Manager, or his designee, to execute a modification to the existing purchase order and contract for the reconstruction of NW 38th Street issued to John C. Hipp Construction Equipment Company for additional work, increasing the amount of the purchase order from \$1,275,431.90 to \$1,473,109.90.*

This Matter was Approved as Recommended on the Consent Agenda.

991452 Renewal of Mutual Aid Agreements with the Alachua County Sheriff's Office, the Santa Fe Community College Police Department and the Alachua Police Department (B)

RECOMMENDATION *The City Commission authorize the City Manager to renew the Mutual Aid Agreements between the City of Gainesville Police Department and the Alachua County Sheriff's Office, the Santa Fe Community College Police Department and the Alachua Police Department, for a period of two years, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

991453 Purchase of 40 Foot Aerial Device (B)

RECOMMENDATION *The City Commission approve the purchase of a 40 foot aerial device from MTI Insulated, Inc. at a cost not to exceed \$46,391.00 and authorize the City Manager or his designee to execute the purchase agreement subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

991454 Purchase of 55 Foot Aerial Device and Chipper Box (B)

RECOMMENDATION *The City Commission approve the purchase of a 55 foot aerial device and chipper box from Altec Industries, Inc. at a cost not to exceed \$43,214.00 and authorize the City Manager or his designee to execute the purchase agreement subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

991455 Application for FY 2000 HUD Continuum of Care Homeless Assistance Program Funding (NB)

RECOMMENDATION *The City Commission: (1) authorize the City Manager or designee to apply for grant funding 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 program; and (2) if funding is awarded, authorize the City Manager to execute a subrecipient agreement with VETSPACE, Inc., if designated 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.*

This Matter was Approved as Recommended on the Consent Agenda.

991456 Recreation Element of the Comprehensive Plan (NB)

RECOMMENDATION *The City Commission refer this issue to the Recreation and Cultural Affairs Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

991457 Amendments to the Code of Ordinances Relative to Rehiring of Retired Employees (NB)

RECOMMENDATION *The City Commission instruct the City Attorney to draft and the Clerk of the Commission to advertise amendments to the Code of Ordinances relating to the City of Gainesville General Employees' Pension Plan and the City of Gainesville Retiree Health Insurance Fund clarifying the procedures for rehiring previously retired City employees.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

991469 Release of Easement to Ivan Lehman (NB)

RECOMMENDATION *The City Commission: 1) approve the release of a platted public utilities easement to Ivan Lehman; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

991470 Renovation of the Operations Center's Meter Shop (B)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute a contract with AMJ Construction, Inc., for the expansion of the Gainesville Regional Utilities Operations Center's Meter Shop, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of a purchase order to AMJ Construction, Inc., in the amount of \$53,343.00.*

This Matter was Approved as Recommended on the Consent Agenda.

991471 Interlocal Agreement Between the City of Gainesville and the University of Florida For and on Behalf of the Board of Regents for Public Safety Trunking Radio Services ("the Agreement") (B)

RECOMMENDATION *The City Commission authorize the Mayor and Clerk of the Commission to execute the Agreement, a copy of which is on file in the Office of the Clerk, for and on behalf of the City of Gainesville, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

**991444 NORMA JEAN JOHNSON V. BILLY BILLINGS; Alachua County Circuit Court;
Case No.: 01-00-CA-1138 (B)**

RECOMMENDATION *The City Commission authorize the City Attorney, and/or special counsel if insurance coverage is available, to represent William Billings in the case styled Norma Jean Johnson v. Billy Billings, Case No.: 01-00-CA-1138.*

This Matter was Approved as Recommended on the Consent Agenda.

991445 MARY FOWLER, F/K/A MARY SMITH V. CITY OF GAINESVILLE AND PALMER & CAY OF FLORIDA, INC., F/K/A PALMER & CAY/CARSWELL OF FLORIDA, INC.; CASE NO.: 01-00-CA-42 (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 Mary Fowler, f/k/a Mary Smith v. City of Gainesville and Palmer & Cay of Florida, Inc., f/k/a Palmer & Cay/Carswell of Florida, Inc.

This Matter was Approved as Recommended on the Consent Agenda.

991446

JAMES W. KIMBROUGH V. THOMAS F. BARRY, JR., IN HIS OFFICIAL CAPACITY AS SECRETARY OF THE FLORIDA DEPARTMENT OF TRANSPORTATION, AND CITY OF GAINESVILLE, FLORIDA; CASE NO.: 01-00-CC-1577 (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 James W. Kimbrough v. Thomas F. Barry, Jr., in his Official capacity as Secretary of the Florida Department of Transportation, and City of Gainesville, Florida.

...explanation

On May 1, 2000, a summons and complaint was served on the Mayor by James W. Kimbrough. Mr. Kimbrough has sued the City and the Florida Department of Transportation alleging that the City and DOT negligently maintained a section of the Hogtown Creek, which negligence caused flood damage to his home in July, 1996. Mr. Kimbrough seeks damages for that flooding and his costs in bringing the action.

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 James W. Kimbrough v. Thomas F. Barry, Jr., in his Official capacity as Secretary of the Florida Department of Transportation, and City of Gainesville, Florida.

...explanation

On May 1, 2000, a summons and complaint was served on the Mayor by James W. Kimbrough. Mr. Kimbrough has sued the City and the Florida Department of Transportation alleging that the City and DOT negligently maintained a section of the Hogtown Creek, which negligence caused flood damage to his home in July, 1996. Mr. Kimbrough seeks damages for that flooding and his costs in bringing the action.

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

991437 Millenium Bank Drive-Through, 1807 NW 13th Street (B)

RECOMMENDATION *1) The Public Works Committee makes the following statement to the full City Commission: The Public Works Committee believes the intent of the TCEA was to encourage infill development, shorter trips, uses being within walking distance, etc., without creating undue impact; and that use of an existing drive-through with minimal trip generation, even if it has been in disuse, is not necessarily incompatible with that intent; and 2) the Public Works Committee requests from City staff some direction on how to clarify that in the Comprehensive Plan and go forward with fulfilling this request.*

This Matter was Approved as Recommended on the Consent Agenda.

Personnel & Organizational Structure Comm, Consent**Public Safety Committee, Consent****Recreation and Cultural Affairs Committee, Consent****Clerk of the Commission, Consent Agenda Items****991468 City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of April 24th, 2000 and May 1st, 2000.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Pegeen Hanrahan and Paula M. DeLaney

End of Consent Agenda**Adoption of the Agenda**

Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to approve the regular agenda with the following modifications:

1. File No. 991474 - Florida Communities Trust Grant application 2000 (Additional back-up submitted)

2. File No. 991466 - Mayor Paula M. DeLaney - Committee Assignments (Additional back-up submitted)

(VOTE: 3-0, Mayor Paula DeLaney and Commissioner Pegeen Hanrahan - Absent)

Clerk of the Commission

City Manager

991458 Metropolitan Transportation Planning Organization (MTPO) (NB)

Chair Pro Tem John Barrow recognized City of Gainesville Public Works Director Teresa Scott who gave a presentation.

RECOMMENDATION The City Commission hear a report from staff regarding the June 8, 2000 meeting of the Metropolitan Transportation Planning Organization (MTPO).

Heard

991459 Police-Community Committee Report Update (B)

Chair Pro Tem John Barrow recognized City of Gainesville Police Chief Norm Botsford who gave a presentation.

Commissioner Pegeen Hanrahan entered the meeting room at 1:11 PM.

RECOMMENDATION The City Commission hear an update from Police Chief Norm Botsford on his responses to the recommendations of the Police-Community Committee.

Heard

991436 Proposed Obelisk on the Downtown Community Plaza (B)

Chair Pro Tem John Barrow recognized City of Gainesville Cultural Affairs Manager Coni Gesualdi who gave a presentation.

Chair Pro Tem John Barrow recognized Keep Alachua County Beautiful Board Member Susan White and City Beautification Board Chair Cindy Smith who spoke to the matter.

ADDITIONAL MOTION: Commissioner Pegeen Hanrahan moved and

Commissioner Warren Nielsen seconded to authorize the Mayor to write a letter to the County Commission requesting that the City Commission and the County Commission jointly establish a standard policy for placing public art or recognition memorials on public property.

(VOTE: 4-0, Mayor Paula M. DeLaney - Absent)

MOTION: Refer the issue of "pavers" or "names" in general on public property to the City Manager to refer to the appropriate Boards and Committees to recommend an appropriate policy and come back to the City Commission for approval.

RECOMMENDATION *The City Commission make a decision on the request of Keep Alachua County Beautiful to place commemorative bricks on the Downtown Plaza.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on November 20, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991474

Florida Communities Trust Grant Application 2000 (B)

Chair Pro Tem John Barrow recognized Vice Chair of the Nature Centers Commission Pearse Hayes, City of Gainesville Nature Program Coordinator Deanna Kinnard, Nature Operations Manager Steve Phillips, Nature Operations Staff Member Robert Hamlin and Community Development Director Tom Saunders who gave presentations.

Chair Pro Tem John Barrow recognized former City Commissioner Bruce Delaney, City Beautification Board Chair Cindy Smith, Citizen Nancy Parkinson, Attorney David Coffey and Property Owner Mrs. Cofrin who spoke to the matter.

AMENDMENTS:

1) Authorize the City Manager to submit the Cofrin property (No. 1) and the Henderson Property (No. 4) for FCT Funding; 2) authorize the General Manager for Utilities to assist with the grant application; 3) contact Alachua County regarding the Henderson Property to inquire if they would like to jointly apply for the FCT grant.

(VOTE: 4-0, Mayor Paula M. DeLaney - Absent)

RECOMMENDATION *The City Commission: 1) hear a report from the Nature Centers Commission; 2) authorize the City Manager to submit a grant application to the Florida Communities Trust grant; 3) approve the funding for the grant match and other grant related costs; 4) approve grant applications to the Florida Communities Trust; 5) authorize the City Manager to execute the application; and 6) authorize the City Manager or his designee to execute the grant agreements and other grant related documents, if awarded, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

General Manager for Utilities

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Recreation & Cultural Affairs Committee

990984 Recreation Master Plan (NB)

Mayor Commissioner Pro Tem John Barrow left the meeting room and Commissioner Pegeen Hanrahan temporarily assumed the gavel.

RECOMMENDATION *The Recreation and Cultural Affairs Committee hear an update from staff.*

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

Votes: Aye: Pegeen Hanrahan, Chuck Chestnut and Warren Nielsen
Absent: John R. Barrow and Paula M. DeLaney

Code Enforcement Committee

991149 Heritage Neighborhood Signs (B)

Mayor-Commissioner Pro Tem John Barrow re-entered the meeting room and assumed the gavel.

Chair Pro Tem John Barrow recognized City of Gainesville Community Development Director Tom Saunders who gave a presentation.

Chair Pro Tem John Barrow recognized Council of University Neighborhoods Representative Cindy Smith who spoke to the matter.

REFERRAL: Authorize City staff to move forward with the Heritage Neighborhood Signs and other associated programs and request that they come back to the City Commission with a recommendation for policies in terms of establishing those neighborhoods and some cost estimates if there's any out of pocket costs.

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

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the City Manager, due back on November 20, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991467 Neighborhood Curb and Gutter Program (NB)

Chair Pro Tem John Barrow recognized City of Gainesville Community Redevelopment Director Tom Saunders and Public Works Director Teresa Scott who gave presentations.

Chair Pro Tem John Barrow recognized College Park University Heights Representative Cindy Smith who spoke to the matter.

REFERRAL: Refer to staff for a report back to the full Commission a request to identify the outstanding infrastructure needs and lay out for the City Commission potential funding sources that could be considered.

RECOMMENDATION *The City Commission hear a presentation from Public Works and Community Development staffs.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on November 22, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Advisory Boards/Committees (Appointments/Reports)

Outside Agencies

Members of the City Commission

Commission Comments (if time available)**Recess - 5:00 PM****Reconvene - 5:34 PM**

Commissioner Chuck Chestnut entered the Meeting Room at 5:38 PM.

Citizen Comment (5:30pm)**Cindy Smith****000001 Excessive Median and Curb Cuts on Newberry Road (NB)**

RECOMMENDATION *The City Commission refer the issue of excessive median and curb cuts to the Public Works Committee and come back with a recommendation.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the Public Works Committee, due back on November 22, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

000002 Comprehensive Plan - Environmental Issues (NB)

NOTE: The Clerk was asked to remove this item from the City Manager's Referral List at the May 9, 2002, Special City Commission Meeting.

RECOMMENDATION *The City Commission refer the issue of the Alachua County Environmental Protection Department reviewing the environmental overlay of the City of Gainesville Comprehensive Plan and other relevant environmental issues to the City Manager to see if this is included in the contract between the City and the County.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the City Manager, due back on November 22, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Sam Gowan

000003 Historic District - Design Element Issues (NB)

RECOMMENDATION *The City Commission refer the issue of sidewalk design, ramp design and decorative brick in the Historic District to the Historic Preservation Board for recommendations.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the Historic Preservation Board, due back on November 22, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Commission Comments (if time available)**Pledge of Allegiance (6:00pm)****Troop #924 & 332****Proclamations/Special Recognitions****991461 Captain Lisa K. Richards Day - May 22, 2000 (B)**

RECOMMENDATION *Citizens' Advisory Committee for Community Development Member Captain (USAR) Lisa K. Richards to accept the proclamation.*

Placed on File

991462 Memorial Day - May 29, 2000 (B)

RECOMMENDATION *Gator Detachment of the Marine Corp League Commandant Bob Gache, Sr. Vice Commandant Ken Beasock and Past Commandant Scott Dupree to accept the proclamation.*

Placed on File

991463 National Public Works Week - May 21-27, 2000 (B)

RECOMMENDATION *American Public Works Association Past Local Chapter President Stewart Pearson and Secretary-Treasurer Thomas G. Frisbie to accept the proclamation.*

Placed on File**991464 March for Jesus/Jesus Day 2000 (B)**

RECOMMENDATION *March for Jesus Committee Member Dekova Batey to accept the proclamation.*

Placed on File**991465 Civility Month - May 2000 (B)**

RECOMMENDATION *Florida Bar Association City, County and Local Government Law Section Member Marion Radson to accept the proclamation.*

Placed on File**991472 National Homeownership Week - June 3-10, 2000 (B)**

RECOMMENDATION *Alachua County Affordable Housing Coalition President Aneash Thakur and HUD Community Builder Thomas Vetica to accept the proclamation.*

Placed on File**Public Hearings****Ordinances - 1st Readings- ROLL CALL REQUIRED****991151 LAND DEVELOPMENT CODE AMENDMENT PROHIBITING TEMPORARY SALE OF ALCOHOL IN THE UNIVERSITY CONTEXT AREA (B)**

Ordinance No. 0-00-54; Petition No. 32TCH-00PB

An ordinance of the City of Gainesville, Florida, revising and amending section 30-67(g)(1) of the Land Development Code relating to outdoor storage and sales in business and mixed use zoning districts; providing that temporary permits for sale of alcoholic beverages are not allowed in the University Context Area surrounding the University of Florida main campus; providing requirements for temporary permits for sale of alcoholic beverages in other areas and clarifying that a permit for temporary sales may be denied or approved with conditions based on public health, safety and welfare; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an

immediate effective date.

Chair Pro Tem John Barrow recognized City of Gainesville Planning Manager Ralph Hilliard who gave a presentation.

Chair Pro Tem John Barrow recognized Joe's Deli Owner Bill Reichardt and Citizen Mark Goldstein who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991152

ALLOWING ANTENNAS ON BUILDINGS AS A PERMITTED USE (B)

Ordinance No. 0-00-55; Petition No. 34TCH-00PB

An ordinance of the City of Gainesville, Florida, amending section 30-23 to provide definitions of personal wireless services and personal wireless services antennas; creating and adding subsection 30-98(i) to allow personal wireless services antennas as an accessory use in all zoning districts and providing conditions and regulations of such antennas; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Pro Tem John Barrow recognized City of Gainesville Planning Manager Ralph Hilliard who gave a presentation.

AMENDMENT: Staff recommended to add the following language to the ordinance:

1. Personal wireless service (PWS) antenna means a device used for sending or receiving radio signals used by personal wireless services, including the support structure used to hold the antenna at a particular height.

2. Personal wireless service (PWS) antenna means a device used for sending or receiving radio signals used by a personal wireless service provider (a company authorized by the FCC to operate a PWS system), including the support structure used to hold the antenna at a particular height. This does not include antennas as defined in 30-98 (a) (4) and 30-98(f) and (g), or other accessory personal use antennas as allowed by the City Code of Ordinances.

RECOMMENDATION *The City Commission (1) approve Petition 34TCH-00 PB, with changes, and (2) adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991154 ALLOWING OUTDOOR GUN CLUBS BY SPECIAL USE PERMIT IN AGRICULTURE DISTRICT (B)

Ordinance No. 0-00-53; Petition No. 13TCH-00PB

An ordinance of the City of Gainesville, Florida, amending section 30-72(c) related to permitted uses in the agriculture district (AGR); reformatting the permitted uses into a table and allowing outdoor gun ranges as a use by special use permit; creating and adding section 30-72(f) providing conditions for the outdoor gun ranges; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Pro Tem John Barrow recognized City of Gainesville Senior Planner Carolyn Morgan and Police Chief Norm Botsford who gave presentations.

Chair Pro Tem John Barrow recognized Gun Club Developer Ron Shema and Citizen Mark Goldstein who spoke to the matter.

AMENDMENT: The following language was changed on page 3, lines 7 and 8 of the ordinance:

An outdoor gun club must be located a minimum of 2500 feet from any existing residence, any school, any hospital, or any public park.

RECOMMENDATION *The City Commission (1) approve Petition 13TCH-00 PB, with changes, and (2) adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Brent Gordon

Presented appreciation awards to Commissioner Pegeen Hanrahan and Mayor-Commissioner Pro Tem John Barrow .

991361 2001 REGULAR CITY ELECTION (B)

Ordinance No. 0-00-61

An ordinance of the City of Gainesville, Florida, setting March 20 as the date for the 2001 regular city election and April 3 as the date for the 2001 run-off election, if necessary; providing a severability clause; providing a repealing

clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

991041 PLAZA ROYALE - PLANNED DEVELOPMENT (B)

Ordinance No. 0-00-50, Petition No. 4PDA-00PB

An Ordinance of the City of Gainesville, Florida; amending the Planned Development formerly known as "Scotty's" and now commonly known as "Plaza Royale" located in the vicinity of 3802 Newberry Road; amending City of Gainesville Ordinance No. 3351 as amended by Ordinance No. 3598; adopting new development plan maps and a planned development report; adopting additional conditions and restrictions; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Pro Tem John Barrow recognized City of Gainesville Senior Planner Carolyn Morgan who gave a presentation.

RECOMMENDATION *The City Commission: 1) adopt the proposed ordinance; and 2) authorize the City Attorney to execute an agreement terminating, or modifying in a form acceptable to the City Attorney, the Stipulated Settlement Agreement in the case styled Scotty's, Inc. v. City of Gainesville, et al; Case No. 81-2188-CA.*

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

Votes: Aye: Pegeen Hanrahan, Chuck Chestnut and Warren Nielsen
Abstain: John R. Barrow
Absent: Paula M. DeLaney

Resolutions- ROLL CALL REQUIRED

991447 INVESTMENT OF FUNDS IN FLORIDA MUNICIPAL INVESTMENT TRUST (B)

A resolution of the City Commission of the City of Gainesville, Florida,

authorizing the City of Gainesville to join with other local governmental units as a participant in the Florida Municipal Investment Trust for the purpose of purchasing shares of beneficial interest in the trust; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991460 Resolution Authorizing State Infrastructure Bank Loan (B)

Chair Pro Tem John Barrow recongized City of Gainesville Public Works Director Teresa Scott who gave a presentation.

RECOMMENDATION *The City Commission: 1) approve the resolution authorizing execution of a State Infrastructure Bank loan agreement with the Florida Department of Transportation; and 2) authorize the Mayor and Clerk of the Commission to execute the Resolution, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Plan Board Petitions

991040 Legislative Matter No. 991040. Petition 12WSU-00 CC, Kelly Engineering, Inc., Agent for University Athletic Association, Inc., A Wellfield Protection Special Use Permit for construction of a hangar at the Gainesville Regional Airport. Zoned: AF (airport facilities district). Located in the vicinity of the 4400-4500 block of Northeast 41st Terrace, east side. Related to 10SPA-00 AP (B)

Chair Pro Tem John Barrow recognized City of Gainesville Chief of Current Planning Lawrence Calderon who gave a presentation.

RECOMMENDATION *City Plan Board and Gainesville Regional Airport Authority to City Commission - The City Commission approve Petition 12WSU-00 CC, with staff conditions. Plan Board vote 6-0.*

Staff to Plan Board and Gainesville Regional Airport Authority - Approve, with staff conditions.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved as Recommended, with Conditions (Petition). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

991267

Legislative Matter No. 991267. Petition 44PDV-00 PB Cameo Development Corporation, agent for Alice Blake. Rezone property from RSF-1 (3.5 units/acre single-family residential district) to PD (planned development) with PD layout plan review for a single-family subdivision, 5.8 dwelling units per acre. Located in the 2500 block of Northwest 39th Avenue, south side. (B)

Chair Pro Tem John Barrow recognized City of Gainesville Senior Planner Carolyn Morgan and Public Works Director Teresa Scott who gave presentations.

Chair Pro Tem John Barrow recognized Citizens Jon McBride, Brent Williams and Edward La Combe who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 44PDV-00 PB, with conditions. Plan Board vote 6-0.*

Staff to Plan Board - Approve, with staff conditions.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved as Recommended, with Conditions (Petition). The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

000004

Glen Springs Road Traffic Concerns (NB)

RECOMMENDATION *The City Commission refer the issue of safety, traffic calming and general improvements for the future of Glen Springs Road to the Public Works Committee and contact the surrounding neighborhoods for input.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Public Works Committee, due back on November 22, 2000. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Scheduled Evening Agenda Items

Unfinished Business

991466 Mayor Paula M. DeLaney (NB)

*Mayor Paula M. DeLaney - Commission Committee Assignments
2000-2001 Gainesville City Commission*

AUDIT & FINANCE COMMITTEE:

Mayor Paula DeLaney, Chair/Mayor Commissioner Pro-Tem John Barrow

CODE ENFORCEMENT COMMITTEE:

Mayor Commissioner Pro-Tem John Barrow, Chair/Commissioner Warren Nielsen

LEGISLATIVE COMMITTEE:

Mayor Paula DeLaney, Chair/Commissioner Pegeen Hanrahan

PUBLIC SAFETY COMMITTEE:

Commissioner Chuck Chestnut, Chair/Commissioner Warren Nielsen

PERSONNEL AND ORGANIZATIONAL STRUCTURE COMMITTEE:

Mayor Paula DeLaney, Chair/Commissioner Chuck Chestnut

PUBLIC WORKS COMMITTEE:

Commissioner Pegeen Hanrahan, Chair/Commissioner Warren Nielsen

RECREATION & CULTURAL AFFAIRS COMMITTEE:

Mayor Commissioner Pro-Tem John Barrow, Chair/Commissioner Chuck Chestnut

REGIONAL UTILITIES COMMITTEE:

Commissioner Pegeen Hanrahan, Chair/Mayor Paula M. DeLaney

LOCAL GOVERNMENT COMMITTEE:

Mayor Paula DeLaney/Mayor Commissioner Pro-Tem John Barrow

LIBRARY GOVERNING BOARD:

Mayor Paula DeLaney/Commissioner Pegeen Hanrahan

NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL:

Mayor-Commissioner Pro-Tem John Barrow/Commissioner Chuck Chestnut/Commissioner Pegeen Hanrahan

TOURIST DEVELOPMENT COUNCIL: Commissioner Warren Nielsen

*UNIVERSITY/COMMUNITY TASK FORCE: Mayor Paula DeLaney/
Commissioner Warren Nielsen (Alternate)*

RECOMMENDATION *The City Commission approve committee/liaison assignments.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Commission Comment

Commissioner Pegeen Hanrahan

1. *St. Andrews Episcopal Church lot split.*
2. *Timeline for Living Wage Ordinance to the City Commission.*

000005 Charter Review Commission - Single Member Districts (NB)

Chair Pro Tem John R. Barrow recognized Reverend Tim Keyes who spoke to the matter.

RECOMMENDATION *The City Commission authorize the Mayor to write a letter to the Alachua County League of Cities, Charter Review Commission, and the Alachua County Board of County Commissioners indicating that the the City Commission: 1) has discussed the resolution regarding single member districts adopted May 16th, 2000 by the Alachua County League of Cities; 2) does not support this resolution; 3) has previously indicated its position on this issue; 4) will further discuss this important issue at a future City Commission meeting.*

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

Votes: Aye: Pegeen Hanrahan, John R. Barrow, Chuck Chestnut and Warren Nielsen
Absent: Paula M. DeLaney

Commissioner Warren Nielsen

Student Issues - Initiating possible meetings and opportunities.

John Barrow

1. *Discussion Items for City/County Joint Meeting, June 2, 2000*
2. *Urban Planning Exhibits*
3. *Scheduling of Special City/County Meeting to discuss Home Depot Annexation, June 5, 2000 @ 10:00 AM.*

Citizen Comment

Reverend Tim Keyes

City Commission Salary Issues

Adjournment - 11:02 PM

Kurt M. Lannon, Clerk of the Commission