

# **City of Gainesville**

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



## **Meeting Minutes**

**Monday, May 10, 1999**

**3:00 PM**

**City Hall Auditorium**

## **City Commission**

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

## Invocation

Present: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

## Horace L. Mingo

## Consent Agenda

*With the following modifications: 1) File No. 981449 - Remove from consent and Place on Regular Agenda; 2) File No. 981452 - Remove from Consent and Place on Regular Agenda; and 3) File No. 981450 - Remove From Consent and Place on Regular Agenda*

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

## City Manager, Consent Agenda Items

### 981451 Donation of Additional Greentree Park Parcel to Altrusa House

**RECOMMENDATION** *The City Commission: 1) approve the donation of a parcel of land at Greentree Park to the Altrusa Club; and 2) authorize the Mayor to execute a Special Warranty Deed assigning ownership of said parcel to the Altrusa House, subject to approval of the City Attorney as to form and legality.*

**This Matter was Approved as Recommended on the Consent Agenda.**

### 981453 Purchase of Cement Mixer for the Public Works Department, Operations Division.

**RECOMMENDATION** *The City Commission approve the issuance of a purchase order to Maudlin International Trucks, Inc for one (1) cement mixer in the amount of \$104,916.36.*

**This Matter was Approved as Recommended on the Consent Agenda.**

### 981454 Signal System for Commission Dais.

**RECOMMENDATION** *The Commission approve the appropriation of \$3,983.00 from the Commission Contingency to purchase and install a custom signal system for the auditorium dais.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**981455 Pay Study**

**RECOMMENDATION** *The City Commission authorize the City Manager or his designee to negotiate and execute a contract, not to exceed \$150,000 with Arthur Andersen LLP for a pay study.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**981456 Application for Special Category Grant to Rehabilitate the Old Gainesville Depot.**

**RECOMMENDATION** *The City Commission reapprove the grant submission to the Department of State.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**981457 Law Enforcement Contract for the Gainesville Housing Authority's U.S. Housing and Urban Development Grant**

**RECOMMENDATION** *The City Commission authorize the City Manager or his designee to execute the HUD law enforcement contract, pending review by the City Attorney's Office as to form and legality.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**General Manager for Utilities, Consent Agenda Items**

**981471 Issue Purchase Order - Gravity Sewer Rehabilitation  
2200 Block of SE 10th Avenue (NB)**

**RECOMMENDATION** *The City Commission authorize the issuance of purchase order(s) to Insituform Southeast, Inc. for the rehabilitation of 803 linear feet of 15 inch gravity sewer main in an amount not to exceed \$61,000.00*

**This Matter was Approved as Recommended on the Consent Agenda.**

**City Attorney, Consent Agenda Items**

**981440 Van L. Scott, Sr. v. City of Gainesville**

**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 styled Van L. Scott, Sr. v. City of Gainesville; Case No.: 01-1999-01705-SC.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**981441**      **City of Gainesville, Florida, a municipal corporation, v. State of Florida  
Department of Transportation/Leon County Circuit Court Case No.: 98-5013;  
Division C0**

**RECOMMENDATION** *The City Commission authorize the City Attorney's Office to file an appeal with the First District Court of Appeal in City of Gainesville, Florida, a municipal corporation, v. State of Florida Department of Transportation, Circuit Court Case No.: 98-5013; Division C.*

**This Matter was Approved as Recommended on the Consent Agenda.**

### **City Auditor, Consent Agenda Items**

**981470**      **Revised General Purpose Financial Statements, Supplemental Information and  
Independent Auditors' Report of the City of Gainesville, Florida for the Fiscal  
Year Ended September 30, 1998 and Revised Independent Auditors'  
Management Letter and Additional Elements of Report Prepared in Accordance  
with the Single Audit Act and Office of Management and Budget's (OMB)  
Circular A-133 for the Fiscal Year Ended September 30, 1998 (B)**

**RECOMMENDATION** *The City Commission accept the subject financial statements and audit reports.*

**This Matter was Approved as Recommended on the Consent Agenda.**

### **Committee Reports, Consent Agenda Items**

**Public Works Committee, Consent**

**Personnel & Organizational Structure Comm, Consent**

**Public Safety Committee, Consent**

**980507**      **Civil Citation in Residential Area/Code Enforcement in the University Context  
Area**

**RECOMMENDATION** *The City Commission 1) remove this item from the Public Safety Committee referral list and move it in its entirety to the newly established Code Enforcement Committee, 2) allow the Code Enforcement Committee to discuss citizen appointments, and 3) recommend that the committee consider appointing at least one City Commissioner and one staff member to this citizens committee.*

**This Matter was Assigned to the Code Enforcement Committee, due back on November 10, 1999 on the Consent Agenda.**

### **Audit & Finance Committee, Consent**

### **Legislative Committee, Consent**

### **Regional Utilities Committee, Consent**

### **Recreation and Cultural Affairs Committee, Consent**

### **Clerk of the Commission, Consent Agenda Items**

#### **981469 City Commission Minutes of April 26, 1999**

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

**This Matter was Approved as Recommended on the Consent Agenda.**

#### **981473 Special Meetings**

**RECOMMENDATION** *The City Commission schedule special City Commission meetings for the times and dates listed above.*

**This Matter was Approved as Recommended on the Consent Agenda.**

### **Community Redevelopment Agency, Consent Items**

### **End of Consent Agenda**

### **Adoption of the Agenda**

*The Agenda was adopted with the following modifications: 1) File No. 981476 - Back-Up Material Submitted; 2) File No. 981462 - Additional Back-Up Material*

*Submitted; and 3) New Item Submitted - Commissioner Hanrahan - Environmental Services Contract with Alachua County.*

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

#### **Arnall Downs - COPS Team (NB)**

*College Park/University Heights Redevelopment Advisory Board Chair Arnall Downs requested, on behalf of the board, a COPS Team in the University Heights neighborhood.*

### **City Commission Comment (If time available)**

### **Charter Officer Updates**

### **Clerk of the Commission**

#### **981475 Election Schedule**

**RECOMMENDATION** *The City Commission schedule the Regular City Commission election for March 14, 2000 to coincide with the Presidential Primary. A run-off election will be held on March 28, 2000 if needed.*

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

### **City Manager**

#### **981265 Presentation on Procedures for Conducting Live Training Burns.**

*Fire/Rescue Chief Richard Williams and District Chief Don King gave presentations.*

*Chair P. DeLaney recognized Citizen Tom Fox who spoke to the matter.*

**RECOMMENDATION** *The Mayor and Members of the City Commission hear a presentation from Training Chief Donald J. King on the procedures for conducting live training burns.*

**This matter was Placed on File**

#### **981459 Special Presentation - Leadership General Government**

*Regional Transit System Operator George G. Feliciano and Fleet Mechanic II David McCracken gave presentations.*

**RECOMMENDATION** *The City Commission hear the presentation of Leadership General Government, Class I.*

**This matter was Placed on File**

**981403**

**Downtown Transportation/Parking**

*Traffic Engineer Brian Kanely and Regional Transit System Director Perry Maull gave presentations.*

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

**RECOMMENDATION** *The City Commission: 1) hear a report on the Downtown Parking Study and the Downtown City Employee Survey; and 2) take appropriate action.*

**A motion was made by Mayor-Commissioner Pro Tem B. Delaney, seconded by Commissioner Hanrahan, that this matter be Assigned to the Public Works Committee, due back on November 10, 1999. The motion carried unanimously.**

**981461**

**Metropolitan Transportation Planning Organization (MTPO)**

*Public Works Director Teresa Scott gave a presentation.*

*FIRST MOTION: Allocate up to \$6,000 from the City Commission Contingency Fund in order to hire Keith & Schnars to attend the June 1st and 3rd, 1999 MTPO meetings to address the 26/26A Issue; and further, approach the County Commission and the MTPO to split that cost equally among the three entities (Vote 4-1, Commissioner Jennings voted Nay).*

*PUBLIC WORKS COMMITTEE MOTION: Refer the issue of Hogtown Creek flooding to the Pubic Works Committee as it relates to the 26/26A project (Vote 5-0).*

**RECOMMENDATION** *The City Commission hear a report from staff regarding the May 20, 1999 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

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

**990019**

**Hogtown Creek Flooding**

**RECOMMENDATION** *The City Commission refer the issue of Hogtown Creek flooding to the Pubic Works Committee as it relates to the*

*26/26A project.*

**A motion was made by Commissioner Hanrahan, seconded by Mayor-Commissioner Pro Tem B. Delaney, that this matter be Assigned to the Public Works Committee, due back on November 10, 1999. The motion carried unanimously.**

**981449                    Ironwood Clubhouse Design Build Negotiations**

*Recreation Director Cliff Crawford, Ironwood Golf Course Manager Bill Iwinski and Architect Paul Portal gave presentations.*

**RECOMMENDATION**    *The City Commission: 1) authorize the City Manager or his designee to enter into negotiations for the design build of the new Ironwood Clubhouse with Rattler Construction; and 2) authorize the City Manger or his designee to execute a contract for the design build of the new Ironwood Clubhouse with Rattler Construction in an amount not to exceed \$676,000, subject to the approval of the City Attorney as to form and legality.*

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney and Paula M. DeLaney  
Abstain: John R. Barrow

**981452                    Environmental and Stormwater Consulting Services for the East Gainesville Sprout Project**

*Purchasing Director Carol Blazer gave a presentation.*

*MOTION: Send the matter back to the Ranking Committee for them to review the process and the recommendations and bring back to the next regular City Commission meeting; and if more time is needed, return to the City Commission as soon as possible.*

*Chair P. DeLaney recognized Citizen Bill Zegle who spoke to the matter.*

**RECOMMENDATION**    *The City Commission: 1) approve the ranking as recommended by the Selection Committee; and 2) authorize the City Manager, or his designee, to negotiate a contract in accordance with the State of Florida's Consultants' Competitive Negotiation Act for environmental and stormwater consulting services for the East Gainesville Sprout Project, subject to approval by the City Attorney as to form and legality.*



**A motion was made by Commissioner Hanrahan, seconded by Mayor-Commissioner Pro Tem B. Delaney, that this matter be Approved, as shown above. The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney and John R. Barrow  
Nay: Paula M. DeLaney

**981450 Request to Declare Lincoln Pool Property as Surplus**

**RECOMMENDATION** *The City Commission: 1) declare Tax Parcel No. 15800, located in the 900 block of SE Williston Road as surplus; 2) reserve applicable public utilities easements to the City; 3) authorize the City Manager or his designee to advertise and dispose of said property by sealed bid process; and 4) authorize staff to negotiate a Purchase and Sale Agreement with the successful bidder based on the bid considered to be in the best interest of the City.*

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

**General Manager for Utilities**

**City Attorney**

**City Auditor**

**Committee Reports (Pulled from Consent)**

**Public Works Committee**

**Personnel & Organizational Structure Committee**

**Public Safety Committee**

**Audit & Finance Committee**

**Legislative Committee**

**Regional Utilities Committee**

## Recreation & Cultural Affairs Committee

### Advisory Boards/Committees (Appointments/Reports)

#### 981474 Blue Ribbon Committee on Affirmative Action/Equal Opportunity

*AMENDMENT: Commissioner Appointments*

*Commissioner B. Delaney - Joe Little*

*Commissioner Hanrahan - Ken Nunn*

*Commissioner Jennings - Larry McDaniel*

*Mayor P. DeLaney and Commissioner Barrow will submit their appointments by the next City Commission meeting.*

*Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Ed Jennings, Jr. and IAFF President Jeff Lane who spoke to the matter.*

**RECOMMENDATION** *Each Commissioner select one member to serve on Blue Ribbon Committee on Affirmative Action/Equal Opportunity and appoint Ruth S. Brown, Rodney J. Long, S. Craig Lowe, Fred Pratt, Rahim Reed and Paula Stahmer to the Blue Ribbon Committee on Affirmative Action/Equal Opportunity. Commissioner John R. Barrow - Brown, Long, Lowe, Pratt, Reed and Stahmer  
Commissioner Bruce L. Delaney - Brown, Nkwanda Jah, Long, Lowe, Pratt, and Reed  
Commissioner Edward L. Jennings - Brown, C. Germaine Ferguson, Long, Larry McDaniel, Stahmer and Earl Young  
Mayor Commissioner Pro Tem Pegeen Hanrahan - Long, Lowe, Pratt, Reed, Stahmer and Earl Young  
Mayor Paula M. DeLaney - Brown, Long, Lowe, Pratt, Reed and Stahmer*

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

### Outside Agencies/Community Redevelopment Agency

#### 971008 New Eastside Redevelopment District - Legislative File Number 971008 (NB)

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

*MOTION: Refer to the Local Government Cooperation and Collaboration Committee the issue of establishing a new eastside redevelopment district and expanding the downtown district and authorize staff to develop a final proposal for those two*

*districts and appropriate funding to be identified by the City Manager; and further, the Committee return to the City Commission with a recommendation.*

*Chair P. DeLaney recognized East Gainesville Task Force Representative Ed Jennings, Jr. who spoke to the matter.*

**RECOMMENDATION** *CRA Manager to the City Commission: hear a report from staff and take appropriate action.*

**A motion was made by Commissioner Hanrahan, seconded by Mayor-Commissioner Pro Tem B. Delaney, that this matter be Assigned to the Local Govt Coop & Collab Committee, due back on November 10, 1999. The motion carried unanimously.**

## Members of the City Commission

### 981476 Mayor Paula M. DeLaney

*Mayor's Appointments as Amended:*

*Audit & Finance (Mayor & Mayor-Commissioner Pro Tem)*

*Mayor Paula M. DeLaney - Chair*

*Mayor-Commissioner Pro Tem Bruce Delaney - Member*

*Code Enforcement Committee*

*Mayor-Commissioner Pro Tem Bruce Delaney - Chair*

*Commissioner John Barrow - Member*

*Legislative Committee*

*Mayor Paula M. DeLaney, Chair*

*Commissioner Edward L. Jennings, Sr. - Member*

*Public Safety Committee*

*Commissioner Edward L. Jennings, Sr. - Chair*

*Commissioner John Barrow, Member*

*Public Works Committee*

*Commissioner Pegeen Hanrahan - Chair*

*Mayor-Commissioner Pro Tem Bruce Delaney - Member*

*Personnel & Organizational Structure Committee*

*Mayor Paula M. DeLaney - Chair*

*Commissioner Edward L. Jennings, Sr. - Member*

*Recreation & Cultural Affairs Committee*

*Mayor Paula M. DeLaney - Chair*

*Commissioner John Barrow - Member*

*Regional Utilities Committee*

*Commissioner Pegeen Hanrahan - Chair  
Mayor Paula M. DeLaney - Member*

*Land Conservation Committee  
Mayor-Commissioner Pro Tem Bruce Delaney &  
Commissioner Pegeen Hanrahan*

*Library Governing Board  
Mayor Paula M. DeLaney & Commissioner Pegeen Hanrahan*

*Local Government Cooperation & Collaboration Committee  
Mayor Paula M. DeLaney &  
Mayor-Commissioner Pro Tem Bruce Delaney*

*North Central Florida Regional Planning Council  
Commissioner Bruce Delaney; Commissioner Pegeen Hanrahan & Commissioner  
Edward L. Jennings, Sr.*

*Tourist Development Council  
Mayor-Commissioner Pro Tem Bruce Delaney*

*Law Enforcement Cooperation Committee  
Mayor Paula M. DeLaney  
Commissioner John Barrow*

*East Gainesville Sprout Project  
Commissioner Pegeen Hanrahan*

*Pension Review Committee  
Mayor Paula M. DeLaney*

*Consolidated Board of Trustees for Police & Fire  
Mayor Paula M. DeLaney*

**RECOMMENDATION** *The City Commission confirm the assignments of  
Commissioner's appointments to the committees for  
1999-2000.*

**A motion was made by Mayor-Commissioner Pro Tem B. Delaney, seconded by  
Commissioner Barrow, that this matter be Approved as Amended. The motion  
carried unanimously.**

**981477**

**Recreation Issues**

*Citizen Alison Law gave a presentation.*

**RECOMMENDATION** *The City Commission hear a presentation from Alison Law on  
Recreation Issues.*

**This matter was Placed on File**

**Commission Comments**

**Recess Until 6:00 PM**

**Pledge of Allegiance**

**Troop #452**

**Proclamations/Special Recognitions**

**981442            A City of Peace for the World**

**RECOMMENDATION**    *Gainesville Renaissance Alliance Members Bob Ellenberg, Mary Beth Hyer, Heart Phoenix, Linda Pollini, and Jeff Weisberg to accept the proclamation.*

**This matter was Placed on File**

**981443            National Law Enforcement Officer's Memorial Day and Week - May 13-16, 1999**

**RECOMMENDATION**    *Gainesville Fraternal Order of Police President Officer James "Robbie" Robert and Past President Lt. Donna Suereth to accept the proclamation.*

**This matter was Placed on File**

**981444            Twentieth Annual Fifth Avenue Arts Festival Days - May 14-16, 1999**

**RECOMMENDATION**    *Cultural Arts Coalition Director Nkwanda Jah and Board Member Anthony O. Greene to accept the proclamation.*

**This matter was Placed on File**

**981445            Clean Your Files Day - May 12, 1999**

**RECOMMENDATION**    *Recycling Specialist Thomas Strickland of City of Gainesville Solid Waste Division Office of Recycling to accept the proclamation.*

**This matter was Placed on File**

**981446 Kids Day America - May 15, 1999**

**RECOMMENDATION** *Gainesville Host of Kids Day America Dr. John J. Johnston to accept the proclamation.*

**This matter was Placed on File**

**981447 Emergency Medical Services Week - May 16-22, 1999**

**RECOMMENDATION** *City of Gainesville Fire/Rescue Chief Richard Williams, Special Operations Chief Jeff Tucker, Systems Medical Director Dr. Layon, Former Assistant Medical Director Dr. Scott, and Service Beneficiary Robbie Robertson to accept the proclamation.*

**This matter was Placed on File**

**981448 March for Jesus - May 10, 1999**

**RECOMMENDATION** *March for Jesus Coordinator Vashti Osborne to accept the proclamation.*

**This matter was Placed on File**

**981472 National Public Works Week - May 16-22, 1999**

**RECOMMENDATION** *American Public Works Association Santa Fe Branch President Howard Lawson and City of Gainesville Public Works Department Stormwater Services Division Manager Stuart Pearson to accept the proclamation.*

**This matter was Placed on File**

**Public Hearings****Adoption Reading****981146 Ordinance No. 0-99-46; Petition No. 32LUC-99PB**

**An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Single Family (up to 8 units per acre)" to "Office"; located in the vicinity of 4039 Newberry Road; providing a severability clause; providing a repealing clause; and providing an effective date.**

*Planning Manager Ralph Hilliard gave a presentation.*

*Petitioner Agent Rory Casseaux gave a presentation.*

*Chair P. DeLaney recognized Sugarcoat Association Representative Susan Wright and LifeSouth Representative Phil Baker who spoke to the matter.*

**RECOMMENDATION** *The City Commission: (1) approve the petition; and (2) adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

## **Ordinances - 1st Readings- ROLL CALL REQUIRED**

### **981147 Ordinance No. 0-99-47; Petition 33ZON-99PB**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RSF-1: 3.5 units/acre single-family residential district" to "OF: General office district"; located in the vicinity of 4039 Newberry Road; providing a severability clause; providing a repealing clause; and providing an effective date.**

**RECOMMENDATION** *The City Commission: (1) approve the petition; and (2) adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

### **981148 Ordinance No. 0-99-44; Petition No. 10TCH-99PB**

**An ordinance of the City of Gainesville, Florida, amending the Land Development Code relating to tree removal permits; amending subsections 30-254(b) and (c) to not require separate tree removal permits for trees removed as part of an approved development plan; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

*Planning Manager Ralph Hilliard gave a presentation.*

**RECOMMENDATION** *The City Commission (1) approve Petition 10TCH-99PB, and*

(2) adopt the proposed ordinance.

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

Votes: Aye: Pegeen Hanrahan, Bruce L. Delaney, John R. Barrow and Paula M. DeLaney  
Absent: Edward L. Jennings, Sr.

## **Ordinances - 2nd Readings- ROLL CALL REQUIRED**

### **970964 Ordinance No. 0-99-42; Petition 37TCH-98PB**

**An ordinance of the City of Gainesville, Florida, creating and adding Division 5 to Article VII of the Land Development Code creating the Traditional Neighborhood Development Zoning District; providing definitions, development criteria, a review and approval process, and procedures for variances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

*Chair P. DeLaney recognized Citizen Robert Pearce who spoke to the matter.*

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

**A motion was made by Mayor-Commissioner Pro Tem B. Delaney, seconded by Commissioner Hanrahan, that this matter be Continued (2nd Reading) for June 14, 1999. The motion carried unanimously.**

### **981149 Ordinance No. 0-99-48**

**An ordinance of the City of Gainesville, Florida, relating to airport hazard zoning regulations; creating and adding section 30-347 to the Land Development Code requiring all development to comply with airport hazard zoning regulations; creating and adding Appendix F to the Land Development Code containing airport hazard zoning regulations including establishment of the airport height notification zone and regulations of structures within that zone, establishment of the airport runway clear zone and regulations of land uses within that zone, establishment of the airport noise zone and regulations of land uses within that zone, regulation of land uses that would significantly increase the potential for aircraft bird strike hazard to aircraft operations, regulation of land uses that would cause visual impairment within three statute miles of a runway, regulation of educational facilities contiguous to the airport, providing for nonconforming uses, providing for judicial review and providing that the strictest regulation will prevail in case of conflicting regulations; repealing and deleting Article IV of Chapter 3 of the Code of Ordinances containing outdated airport zoning regulations; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**



*Planning Manager Ralph Hilliard gave a presentation.*

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

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

**981268**

**Ordinance No. 0-99-35**

**An ordinance of the City of Gainesville, Florida, amending section 2-248 of the Code of Ordinances relating to student adjunct board members, providing that a student must attend a board meeting and be interviewed by the board prior to applying for appointment as a student adjunct member of the board, that the city commission will consider the recommendation of the board when appointing a student adjunct member, and limiting the number of applications for appointment to two per student; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

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

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney and John R. Barrow  
Nay: Paula M. DeLaney

## **Resolutions- ROLL CALL REQUIRED**

**971135**

**Legislative Matter No. 971135. Petition 2SUB-98 DB, James Meehan, agent for George E. and Gloria Fletcher. Final plat approval of Palm Grove Phase 2 subdivision, 61 lots on 12.6 acres more or less. Located in the vicinity of Northwest 25th Terrace and Northwest 35th Place. Zoned RSF-4.**

*Planning Manager Ralph Hilliard and Public Works Director Teresa Scott gave brief presentations.*

*Chair P. DeLaney recognized Petitioner Attorney Ron Carpenter who spoke to the matter.*

**RECOMMENDATION** *Staff to City Commission: The City Commission 1) Adopt a resolution approving the final plat of "Palm Grove Phase 2," located in the vicinity of Northwest 25th Terrace and Northwest 35th Place, authorizing the Mayor and Clerk of the*

*Commission to execute a tri-party agreement for the construction of improvements, and providing an immediate effective date; 2) authorize the Mayor and the Clerk of the Commission to execute a quit claim deed to George and Gloria Fletcher for drainage in Palm Grove; and 3) accept a quit claim deed from George and Gloria Fletcher for future right-of-way in Palm Grove.*

**A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem B. Delaney, that this matter be Approved as Recommended and Adopted (Resolution). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

**981462**      **A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, annexation referenda held April 27, 1999; and providing an immediate effective date.**

**RECOMMENDATION**    *The City Commission adopt the resolution.*

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

**Votes:** Aye: Pegeen Hanrahan, Edward L. Jennings, Sr., Bruce L. Delaney, John R. Barrow and Paula M. DeLaney

## **Plan Board Petitions**

**981309**      **Legislative Matter No. 981309. Petition 50LUC-99PB. City Plan Board. Amend the Future Land Use Map and Transportation Mobility Map Series to delete the Transportation Concurrency Management Area and add the Transportation Concurrency Exception Area; and adopt an urban redevelopment area map as part of the Future Land Use Map Series.**

*Community Development Director Tom Saunders, Planning Manager Ralph Hilliard and Senior Planner Oneilia Lazzari gave presentations.*

*Chair P. DeLaney recognized Citizens Mark Walker, Tom Coward, Mel Fried, James Russell, Mike Warren, Sam Goforth, Ed Jennings, Jr., Jay Brown, Ralph Eng, Andy Williams, Mike Castine, Debra Butler, Jim Marsh, Bob Rholack, and Rory Causseaux who spoke to the matter.*

**RECOMMENDATION**    *City Plan Board to City Commission - The City Commission approve Petition 50LUC-99 PB. Plan Board vote 5-1.*

*Staff to Plan Board - Approve*

*Staff to City Commission - Hear a presentation at the May 10, 1999 City Commission meeting and delay action until after the MTPO meeting of May 20, 1999.*

**This matter was Placed on File**

**981310**      **Legislative Matter No. 981310. Petition 51CPA-99 PB. City Plan Board. Amend the City of Gainesville Comprehensive Plan 1991-2001 to adopt a Concurrency Management Element and a Transportation Concurrency Exception Area.**

**RECOMMENDATION**      *City Plan Board to City Commission - The City Commission approve Petition 51CPA-99 PB. Plan Board vote 5-1.*

*Staff to Plan Board - Approve*

*Staff to City Commission - Hear a presentation at the May 10, 1999 City Commission meeting and delay action until after the MTPO meeting of May 20, 1999.*

**This matter was Placed on File**

**981311**      **Legislative Matter No. 981311. Petition 52CPA-99 PB. City Plan Board. Amend the City of Gainesville Comprehensive Plan 1991-2001 to delete references to the Transportation Concurrency Management Area and Central City Special Transportation Area and add, where necessary, references to the Transportation Concurrency Exception Area and delete references concerning transportation concurrency management from the Transportation Mobility and Capital Improvements Elements.**

**RECOMMENDATION**      *City Plan Board to City Commission - The City Commission approve Petition 52CPA-99 PB. Plan Board vote 5-1*

*Staff to Plan Board - Approve*

*Staff to City Commission - Hear a presentation at the May 10, 1999 City Commission meeting and delay action until after the MTPO meeting of May 20, 1999.*

**This matter was Placed on File**

## **Development Review Board Petitions**

## **Scheduled Evening Agenda Items**

## **Unfinished Business**

## Commission Comment

### 990020 Interlocal Agreement for Environmental Services - C/Hanrahan

**RECOMMENDATION** *The City Commission remove the wording on Page 5, second paragraph, last sentence that begins: "Except when the County is an adverse party" and ends "to the position of the City in any final administrative action."*

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

### C/B. Delaney - Treatment Plant & Plaza Benches (NB)

*Chair Pro Tem B. Delaney discussed attending the Tower Road Charrette and how a GRU wastewater treatment plant site nearby had no odor.*

*Chair Pro Tem Delaney also shared with the Commission the need for more benches in the plaza for citizens.*

### 990021 Chair Pro Tem B. Delaney - Split Zoning

**RECOMMENDATION** *The City Commission refer the issue to the City Plan Board.*

**A motion was made by Mayor-Commissioner Pro Tem B. Delaney, seconded by Commissioner Hanrahan, that this matter be Assigned to the City Plan Board, due back on November 10, 1999. The motion carried unanimously.**

### 990022 C/Jennings - Affirmative Action Plan

**RECOMMENDATION** *The City Commission refer to the Personnel and Organizational Structure Committee the issue of only receiving the Affirmative Action each year.*

### C/Jennings - Issues and Requests (NB)

*Commissioner Jennings asked when the Equal Opportunity Handbook would be presented to the Commission from the Committee.*

*Chair P. DeLaney stated that it would return to the Commission at the 1st June meeting.*

*Commissioner Jennings asked and staff informed that speed humps would not be installed on 8th Avenue.*

*Commissioner Jennings asked how a Commissioner placed an issue on the Agenda. He further stated that he would be placing an item on the Agenda each month after the report of hires, demotions, terminations is received.*

**C/Hanrahan - 34th Street At University Avenue (NB)**

*Commissioner Hanrahan asked where the issue of the width of 34th Street at University Avenue should be discussed.*

*Staff informed the Commission that it could be discussed at MTPO.*

**C/Hanrahan - Girl Scout Troop (NB)**

*Commissioner Hanrahan shared her conversation with the Girl Scout Troop with the Commission.*

**Citizen Comment**

**Adjournment - 1:34am**

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Kurt M. Lannon, Clerk of the Commission