

City of Gainesville

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



Meeting Minutes

Monday, March 23, 1998

3:00 PM

City Hall Auditorium

City Commission

*Commissioner Sande Calkins (District 2)
Mayor-Commissioner Bruce Delaney (At-Large)
Commissioner Paula M. DeLaney (At-Large)
Mayor-Commissioner Pro Tem Pegeen Hanrahan (District 3)
Commissioner Edward L. Jennings, Sr. (District 1)*

Invocation

Present: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

Pastor Charles Reich, Abiding Savior Lutheran Church

Consent Agenda

With the following modification: File No. 971045 - New Item Added - Clerk of the Commission - Certificate of Results and Report of Board of Canvassers

A motion was made by Commissioner Calkins, seconded by Commissioner Jennings, 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

961049 Hiring of Consultant for University Avenue Corridor, University Heights and College Park Special Area Plans

RECOMMENDATION *The City Commission: 1) approve the ranking of firms as determined by City staff; 2) award the contract for the Special Area Plan to Dover/Kohl and Partners and their project team; 3) authorize the City Manager or his designee, to enter into contract negotiations with Dover/Kohl and Partners and their project team; 4) authorize the City Manager or his designee, to execute the contract for the Special Area Plan subject to approval by the City Attorney as to form and legality; and 5) if a contract cannot be negotiated with Dover/Kohl and Partners and their project team, authorize the City Manager or his designee, to enter into negotiations with the next-ranked firm.*

This Matter was Approved as Recommended on the Consent Agenda.

971021 Adoption of City of Gainesville Annexation Policies

RECOMMENDATION *The City Commission adopt Annexation Policies as deemed appropriate.*

This Matter was Approved as Recommended on the Consent Agenda.

971022 State of Florida, Department of Juvenile Justice, Local Prevention/Diversion

Initiatives Grant Application.

RECOMMENDATION *The City Commission authorize the City Manager: 1) to apply to the State of Florida, Department of Juvenile Justice, Local Prevention/Diversion Grant for \$52,500, and if awarded; 2) to increase the authorized personnel allocation to the Fire Rescue Department by one full-time and one half time equivalent temporary positions to be funded by this grant; 3) to enter into agreement with participating agencies who will partner this grant; and 4) to execute the grant agreement, pending approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

971023 Second Extension of Evergreen Cemetery Grounds Maintenance Agreement

RECOMMENDATION *The City Commission approve the second extension to the contract with Oasis Landscape Services, Inc. for grounds maintenance at Evergreen Cemetery in the amount of \$52,050 for the period of May 2, 1998, through May 1, 1999, subject to the appropriation of funds in FY 98.*

This Matter was Approved as Recommended on the Consent Agenda.

971024 Reconstruction of storm sewer culvert at N.W. 4th Avenue (2000-2100 Block)

RECOMMENDATION *The City Commission approve the issuance of a Purchase Order in the amount of \$61,840 to Watson Construction for the reconstruction of storm sewer culvert at N.W. 4th Avenue (2000-2100 Block).*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items**971025 Approve additional expenditures to Terra Asgrow Florida**

RECOMMENDATION *The City Commission approve additional expenditures to Terra Asgrow Florida for herbicides for GRU's Vegetation Management Division for the remainder of FY 98 in an amount not to exceed \$27,000.00 (New Not To Exceed \$57,580.51).*

This Matter was Approved as Recommended on the Consent Agenda.

971026 Contract with Alan Stokes

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute an one year contract with Alan Stokes to provide computer programming and systems analysis for Gainesville Regional Utilities; and 2) approve the issuance of a purchase order in an amount not to exceed \$63,000.*

This Matter was Approved as Recommended on the Consent Agenda.

971027 Tower and Ground Space Lease Agreements - Parker Road Substation Site

RECOMMENDATION *The City Commission authorize the General Manager or his designee to negotiate and execute Tower and Ground Space Lease Agreements for the placement of communications equipment on the GRU Parker Road Substation communication tower and site, subject to the 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**Committee Reports, Consent Agenda Items****Public Works Committee, Consent****951288 Speeding - NW 40th St & NW 34th PL, Monterey**

RECOMMENDATION *The City Commission authorize staff to: 1) remove existing mini traffic circles on NW 34th Place; 2) retain the existing three-way stop at NW 34th Place and 38th Street; and 3) install speed humps on NW 33rd Place, NW 34th Place, NW 38th Street and NW 40th Street.*

This Matter was Approved as Recommended on the Consent Agenda.

960082 Attendant Parking Experimental Program

RECOMMENDATION *The City Commission: 1) authorize the change in City Lot #13, as of April 1, 1998, to 4-hour free parking, leaving the on-street parking meters adjacent to Lots 10 and 13 in their current configuration; and 2) approve the addition of on-street parking on NW 2nd Avenue, NW 2nd Street, NW 3rd Street and SW 3rd Street.*

This Matter was Approved as Recommended on the Consent Agenda.

970501 Fifth Avenue/Pleasant Street Redevelopment District Programs & Walkable Community (#961095)

RECOMMENDATION *The City Commission: refer these items to the Fifth Avenue/Pleasant Street Advisory Board and request they work with the CRA to focus on this intersection as a start for infrastructure improvements in the neighborhood, including sidewalks, enhanced crosswalk feature, gateway/entry features into 5th Avenue and Pleasant Street, and enhanced lighting, as funds become available.*

This Matter was Approved as Recommended on the Consent Agenda.

970902 College Park, NW 16th Street Lighting Improvements

RECOMMENDATION *The City Commission: 1) approve funding of the special lighting for NW 16th Street as a demonstration project; and 2) authorize funding as a monthly street light fee of \$34.95 per fixture, from the General Government street light account.*

This Matter was Approved as Recommended on the Consent Agenda.

Personnel & Organizational Structure Comm, Consent

Public Safety Committee, Consent

970331 Non-Compliant Rental Property Landlords

RECOMMENDATION *The City Commission 1) accept the report as presented by Code Enforcement Manager Lisa Bruns (attached), showing the current success of the civil citation process through more efficient, effective enforcement with civil warnings and citations to meet compliance, and 2) remove from the Public Safety Committee referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

Audit & Finance Committee, Consent

970940 The General Purpose Financial Statements, Supplemental Information and Independent Auditors' Report of the City of Gainesville, Florida for the Fiscal

Year Ended September 30, 1997; Financial Statements and Independent Auditors' Report on the Consolidated Police Officers and Firefighters Retirement Plan of the City of Gainesville, Florida for Fiscal Year Ended September 30, 1997; the Independent Auditors' Management Letter Comments and Additional Elements of Report Prepared in Accordance with the Provisions of the Single Audit Act and The Office of Management and Budget's (OMB) Circular A-133 for the Fiscal Year Ended September 30, 1997; and management's written response

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission: a) accept the subject financial statements and audit reports; b) receive the independent auditors' Management Letter Comments and Additional Elements of Report Prepared In Accordance with the Provisions of the Single Audit Act and The Office of Management and Budget's (OMB) Circular A-133; and c) receive and accept management's written response.*

This Matter was Approved as Recommended on the Consent Agenda.

970941 Extension to Independent Auditor Contract between the City of Gainesville and Davis, Monk and Company and KPMG Peat Marwick (LLP)

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission extend the current contract for professional auditing services with Davis, Monk and Company and KPMG Peat Marwick (LLP) for three years.*

This Matter was Approved as Recommended on the Consent Agenda.

970942 Summary Report of Payroll Payoff Procedures

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report on payroll payoff procedures for Fiscal Year 1996-97.*

This Matter was Approved as Recommended on the Consent Agenda.

970943 Report on Petty Cash and Change Fund Counts

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report on Petty Cash and Change Fund Counts.*

This Matter was Approved as Recommended on the Consent Agenda.

970952 Review of Construction Costs - Renovations to the Thomas Center, Building "B"

RECOMMENDATION *The Audit and Finance Committee recommends the City Commission accept the City Auditor's report.*

This Matter was Approved as Recommended on the Consent Agenda.

Legislative Committee, Consent**Regional Utilities Committee, Consent****Clerk of the Commission, Consent Agenda Items****971017 City Commission Minutes of March 2 (2 sets), 5 and 9, 1998**

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

This Matter was Approved as Recommended on the Consent Agenda.

971045 Certificate of Results and Report of Board of Canvassers

RECOMMENDATION *The City Commission file the Certificate of Results and Report of Board of Canvassers in the minutes for the March 23, 1998 meeting.*

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. 971042 - New Item Added - Proclamation; 2) File No. 071006 - New Item Added - Outside Agencies; 3) Move File No. 971036 - Ring Park Resolution forward to be considered after the reading of the Proclamations and additional back-up material submitted; 4) Withdraw File No. 971039 - Canvassing Board Resolution; 5) File No. 970955 - Additional back-up material submitted; 6) Withdraw File No. 971041; 7) File No. 970915 - Move to the 6pm portion of the meeting; and 8) File No. 971033 - Move to the 6pm portion of the meeting

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

971046 Palm Point Pier

RECOMMENDATION *The City Commission: 1) disapprove the construction of a pier on Palm Point; and 2) authorize staff to draft and the Mayor-Commissioner to sign a letter to the Florida Department of Environmental Protection, Division of Recreation and Parks, (the agency that approved the Florida Recreation Development Assistance Program grant in the amount of \$50,000) explaining the reasons for not building the pier on Palm Point, expressing desire to find another suitable location on Newnans Lake, and requesting the State allow those funds to be transferred for another location on Newnans Lake.*

A motion was made by Commissioner Calkins, seconded by Commissioner DeLaney, that this matter be Assigned to the Public Works Committee, due back on September 23, 1998. The motion carried unanimously.

Chair Pro Tem Hanrahan recognized Nature Centers Commission Chairman Mike Castine who spoke to the matter.

RECOMMENDATION *The City Commission refer the issue to the Public Works Committee and the Nature Centers Commission.*

A motion was made by Commissioner Calkins, seconded by Commissioner DeLaney, that this matter be Assigned to the Nature Centers Commission, due back on September 23, 1998. The motion carried unanimously.

Frederick Peterkin - Utility Deregulation (NB)

Citizen Frederick Peterkin suggested a method to protect citizens from deregulation.

General Manager for Utilities Mike Kurtz informed the Commission of the formation of a Multi-Family Task Force to deal with future issues of deregulation.

City Commission Comment (If time available)**Charter Officer Updates****Clerk of the Commission****City Manager****971031 ARTSREACH Exhibits**

ARTSREACH Coordinator Donna Born Drake gave a presentation.

RECOMMENDATION *The City Commission hear a brief presentation by Donna Born Drake, ARTSREACH Coordinator for the Department of Cultural Affairs, introducing the exhibitions of Art in City Hall, Art in the County Administration Building and Art in the Airport.*

This matter was Placed on File

971030 Interlocal Agreement with Alachua County for Solid Waste Disposal

Public Works Director Theresa Scott gave a presentation.

RECOMMENDATION *The City Commission authorize the City Manager to execute an Interlocal Agreement for Solid Waste Disposal with Alachua County, subject to approval of the City Attorney as to form and legality.*

A motion was made by Commissioner Calkins, seconded by Commissioner DeLaney, that this matter be Approved as Recommended. The motion carried unanimously.

971041 Amendment to the Designated Assistance Agreement.

RECOMMENDATION *The City Commission authorize the City Manager to execute an Amendment to the Designated Assistance Agreement that would postpone the payment adjustment deadline from March 31, 1998 until March 31, 1999, pending approval of the City Attorney as to form and legality.*

This matter was Withdrawn

971028 Comprehensive Annual Financial Report for Fiscal Year 1997

Finance Director Mark Benton gave a presentation and expressed appreciation to the Accounting Division for their hard work.

RECOMMENDATION *The City Commission accept the City's Comprehensive Annual Financial Report for the fiscal year ended September 30, 1997.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

971032 Certificate of Achievement for Excellence in Popular Reporting

Chair Pro Tem Hanrahan presented the award to Revenue Recovery Specialist Audrey Lewis.

RECOMMENDATION *The City Commission accept the Certificate of Achievement for Excellence in Popular Reporting for the year ended 1996.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, 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

971000 CAB Board Members Performance Tickets

RECOMMENDATION *The City Commission approve that tickets for Board members be required of grantees to provide the City with the necessary tickets to each event that is sponsored by City money, following grant guidelines. Tickets would be provided for educational purposes to each Board member and one staff, as originally approved by the City Commission on 1/26/98.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, to approve that tickets for Board members be required of grantees to provide the City with the necessary tickets to events. Tickets would be provided for educational purposes to each Board member and one staff, as originally approved by the City Commission on 1/26/98. The motion carried unanimously.

Public Safety Committee

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Advisory Brds/Comm (Appointments/Waivers/Reports)

971018 Historic Preservation Board

Historic Preservation Board Chair Thomas Sputo gave a presentation.

RECOMMENDATION *The City Commission hear a presentation from the Historic Preservation Board and take appropriate action.*

This matter was Placed on File

971034 Nature Centers Commission Update

Nature Centers Commission Member Mike Connelly gave a presentation.

RECOMMENDATION *The City Commission hear the second of the four recommended updates by the Nature Centers Commission on adult educational programming in Nature Operations.*

This matter was Placed on File

971035 Applications for Disability Retirement

RECOMMENDATION *The City Commission approve the submitted applications for disability retirement for the below listed employees:*

- 1. Patricia Yorton, Sr. Executive Assistant, Administrative Services*
- 2. Kathryn Elkins, Nature Assistant, Recreation & Parks*

A motion was made by Commissioner DeLaney, seconded by Commissioner Jennings, that this matter be Approved as Recommended. The motion carried unanimously.

Outside Agencies

971020 Metropolitan Transportation Planning Organization

RECOMMENDATION *The City Commission discuss the referral from the Metropolitan Transportation Planning Organization regarding Alice's Friends and Golfview Neighborhood Association Request.*

This matter was Discussed**971006****Union Street Station**

Community Redevelopment Agency (CRA) Executive Director Corey O'Gorman gave a presentation.

City Manager Wayne Bowers informed the Commission of the following AMENDMENTS: Item 1 and 3: instead of the City loaning the funds from the Economic Development fund to the developer, the loan be made to the Community Redevelopment Agency and the CRA loan the money to developer.

Chair Pro Tem Hanrahan recognized Citizens Vincent Mallet, Arthur Otis and Michael Bailey who spoke to the matter.

RECOMMENDATION *Community Redevelopment Agency to the City Commission: 1) authorize the use up to \$10,950 of Economic Development Funds as a loan to the project for the Site Plan and Building Permit fee; 2) authorize the use of Stormwater Utility funds for the provision of off-site stormwater management for the project; 3) authorize a loan from GRU to the City (at GRU's blended capital rate of 8.75% for 10 years) of up to \$150,000 for GRU related fees, with the City in turn providing a loan to the developer at more favorable terms, as provided in the development agreement, by buying down the interest rate to the project using Economic Development Funds; 4) authorize the use of up to \$100,000 of UDAG or Economic Development Funds for streetscaping improvements; 5) grant an air rights easement to the CRA (who will in turn grant an easement to the project) for the pedestrian overpass with costs to prepare and record the easement, and to construct, insure and maintain the crossing to be borne by the applicant; and 6) authorize the City Manager to sign any agreements on behalf of the City in this regard upon approval by the City Attorney as to form and legality.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Approved as Recommended, as Amended or Revised. The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

Members of the City Commission**Commission Comments****Recess Until 6:00 PM**

Pledge of Allegiance

Troop #504

Proclamations

971040 National Community Development Week - April 6-12, 1998

RECOMMENDATION *Block Grant Manager Jim Hencin and Citizens' Advisory Committee for Community Development Chairperson David Stockman to accept the proclamation.*

This matter was Placed on File

971042 American Red Cross Month - March 1998

RECOMMENDATION *American Red Cross Alachua County Chapter Board of Directors Chair Louis Kalavoda to accept the proclamation.*

This matter was Placed on File

971036

A RESOLUTION OF THE CITY OF GAINESVILLE, FLORIDA, REPEALING RESOLUTIONS R-93-39, R-94-80, AND 970584, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE FRIENDS OF RING PARK, INC., TRANSFERRING THE NON-EXPENDABLE TRUST FUND KNOWN AS THE RING PARK WILDFLOWER GARDEN TRUST FUND TO FRIENDS OF RING PARK, INC.; AUTHORIZING THE CITY MANAGER TO ASSIGN THE ALFRED A. RING LIFE REMAINDER TRUST TO HOLY TRINITY CHURCH; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

Chair Pro Tem Hanrahan recognized Nature Centers Commission Member Nancy Parkinson who spoke to the matter.

RECOMMENDATION *City Commission 1) adopt a Resolution repealing Resolutions R-93-39, R-94-80, and 970584, and authorizing the City Manager to execute an Agreement Between the City and The Friends of Ring Park, Inc., providing for the transfer and administration of the Ring Park Wildflower Garden Trust Fund to The Friends of Ring Park, Inc., and for the care and maintenance of the Ring Park Wildflower Garden by The Friends of Ring Park, Inc. 2) authorize the City Manager to execute the Assignment of Dr. Ring's life remainder gift to Holy Trinity Episcopal Foundation, Inc., subject to the*

approval of the City Attorney as to form and legality.

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

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

Public Hearings

Ordinances - 1st Readings- ROLL CALL REQUIRED

970469 Ordinance 0-98-18

An ordinance of the City of Gainesville, Florida, creating Sec. 26-50.1 of the Code of Ordinances to permit on-street parallel parking in the Central City District at specific locations and times; amending Sec. 26-53 of the Code of Ordinances to allow impoundment of vehicles parked in violation of this ordinance; correcting a scrivener's error in Sec. 26-53; and amending Appendix A of the Code of Ordinances by providing a fee schedule for parking in violation of Sec. 26-50.1; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Pro Tem Hanrahan recognized Masali Poulous who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

970955 Ordinance No. 0-98-49

An ordinance of the City Commission of the City of Gainesville, Florida; relating to its General Government Budget for the Fiscal Year Beginning October 1, 1997 and ending September 30, 1998; amending Ordinance No. 970343, adopted September 22, 1997, by making certain adjustments to the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

970930 Ordinance No. 0-98-24; Petition No. 204ZON-97PB

An ordinance of the City of Gainesville, Florida, imposing the overlay historic preservation/conservation district category on certain property zoned RSF-3 "5.8 units/acre single-family residential district," RSF-1 "3.5 units/acre single-family residential district," and RSF-2 "4.6 units/acre single-family residential district," in an area bounded generally on the north by N.E. 13th Avenue, on the east by N.E. 7th Street, on the west by N.E. 3rd Street and on the south by N.E. 10th Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

Community Development Director Tom Saunders and Planner Rick Smith gave presentations.

Chair Pro Tem Hanrahan recognized Citizens Gary McGill, Ann Boyd, Linda Portal, Reed Beaman, Dr. Mark Barrow, Jane Myers, Michele Newberry, Richard Allen, Susan Mastin, Greg Roland, Jan Cheah, Robert Warren, Max Van Blokland, Lynn Noffsinger, Jim Kasserman, Betty Ann Franks, Teresa Drake, Allen Biddlecomb, Robert Williams, Marinus Latour, Ted Lacombe, Erich Farber, George Tedford, George Bentley, Greg Charleston, Bill Warinner, Thomas Sputo, Joyce Horne, Al Merritt, Betty Drake, Robert McPherson, Dan Roundtree, April Howell, Elizabeth Franks, Sally Poulos, Ken Popejoy, Aaron Bailey, Larry Perkins and Patrice Boyes who spoke to the matter.

Commissioner Jennings moved to authorize the City Manager to find certified poll workers to canvass the neighborhood to ask who is in favor and who is against the ordinance.

NO SECOND.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

970563 Ordinance No. 0-98-37; Petition No. 204ZON-97PB

An ordinance of the City of Gainesville, Florida, imposing the overlay historic

preservation/conservation district category on certain property zoned RSF-2 "4.6 units/acre single-family residential district," and RMF-5 "12 units/acre single-family/multiple-family residential district," in an area bounded generally on the north by N.E. 5th Place, on the east by N.E. 9th Street, on the south by N.E. 4th Avenue and on the west by N.E. 8th Street; 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 Commissioner Calkins, seconded by Commissioner DeLaney, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

970564 Ordinance No. 0-98-23; Petition No. 205MSC-97PB

An ordinance of the City of Gainesville, Florida, amending the list of contributing structures in the Northeast Residential Historic District; 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 Calkins, seconded by Commissioner DeLaney, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

970565 Ordinance No. 0-98-25; Petition No. 206TCH-97PB

An ordinance of the City of Gainesville, Florida, amending section 30-112 of the Land Development Code by adding a provision requiring a certificate of appropriateness to be issued by the Historic Preservation Board before certain work is done to noncontributing structures in a historic district; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Pro Tem Hanrahan recognized Citizen Gary McGill who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

970743 Ordinance No. 0-98-41; Petition No. 241TCH-97PB

An ordinance of the City of Gainesville, Florida, amending section 30-112 of the Land Development Code by revising the criteria used by staff or the appropriate reviewing board to grant a modification of certain existing zoning requirements pertaining to development in a historic district or of a individually-listed property on the Local Register of Historic Places; 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 Calkins, seconded by Commissioner DeLaney, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney and Pegeen Hanrahan
Nay: Edward L. Jennings, Sr.
Absent: Bruce L. Delaney

970741 Ordinance No. 0-98-43; Petition No. 239TCH-97PB

An ordinance of the City of Gainesville, Florida, amending section 30-98 of the Land Development Code relating to transmitter towers; retransmission and microwave transmission towers; and antennas; adding a provision to allow existing towers that do not meet current minimum distance requirements from property lines to be replaced by a tower of the same height and type in the same location without complying with those requirements and permitting some reconstruction of towers to accommodate additional users; 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 DeLaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

970742 Ordinance No. 0-98-42; Petition No. 240TCH-97PB

An ordinance of the City of Gainesville, Florida, amending section 30-318(2)a of

the Land Development Code pertaining to ground-mounted signs; allowing an additional sign on parcels with more than 600 feet street frontage; 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 DeLaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

970924 Ordinance No. 0-98-45; Petition No. 168SVA-97PB

An ordinance of the City of Gainesville, Florida, Ordinance No. 970446 that vacated, abandoned and closed that certain portion of the alley located in the vicinity of East University Avenue to the north, SE 1st Avenue to the south, SE 15th Street to the west and SE 16th Street to the east, correcting a scrivener's error in the legal description; 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 DeLaney, seconded by Commissioner Jennings, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

970887 Ordinance 0-98-46

An ordinance of the City of Gainesville, Florida, creating Sec. 26-11 of the Code of Ordinances which allows referral of municipal cases involving violation of existing municipal parking ordinances to a Civil Traffic Hearing Officer designated by the Court to preside over civil traffic infractions in the municipality; 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 DeLaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

970910 Ordinance 0-98-47

An ordinance of the City of Gainesville, Florida, reappointing Michael A. King, and Jerry M. Painter to the Gainesville Enterprise Zone Development Agency; and appointing Fulton L.T. Wilson, Jr., to a vacancy on the Gainesville Enterprise Zone Development Agency; 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 Calkins, seconded by Commissioner DeLaney, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Peegen Hanrahan
Absent: Bruce L. Delaney

970326 Ordinance No. 0-98-44

An ordinance of the City of Gainesville, Florida, amending section 2-282 of the Code of Ordinances relating to membership on the Cultural Affairs Board, setting out suggested criteria for members; 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 DeLaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Peegen Hanrahan
Absent: Bruce L. Delaney

Resolutions- ROLL CALL REQUIRED**971037 The Designation of A Second Alternate Representative to the First Florida Governmental Financing Commission**

RECOMMENDATION *The City Commission adopt a resolution appointing Mark S. Benton as Second Alternate Representative to the First Florida Governmental Financing Commission.*

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

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Peegen Hanrahan
Absent: Bruce L. Delaney

971038 Central City District On-Street Parking Agreement

AMENDMENT: Paragraph 2, add the wording, "as appropriate" at the end of sentence.

RECOMMENDATION *The City Commission: 1) adopt the Central City District On-Street Parking Agreement and Resolution; and 2) authorize the Mayor-Commissioner and Clerk of the Commission to execute same substantially in the form on file in the Office of the Clerk of the City Commission, subject to approval by the City Attorney as to form and legality.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Adopted (Resolution), as amended. The motion carried by the following vote:

Votes: Aye: Sande Calkins, Paula M. DeLaney, Edward L. Jennings, Sr. and Pegeen Hanrahan
Absent: Bruce L. Delaney

971039 A resolution of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, election held March 17, 1998.

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

This matter was Withdrawn

Plan Board Petitions**Development Review Board Petitions****Unfinished Business****970915 Historic Preservation and the Building Code**

Planner Rick Smith gave a presentation.

Chair Pro Tem Hanrahan recognized Historic Preservation Board Chair Thomas Sputo and Dr. Mark Barrow who spoke to the matter.

This matter was Discussed

971033 Governor's Building Codes Study Commission Final Report

Building Official Douglas Murdock gave a presentation.

FIRST MOTION: Authorize staff to move forward with establishing a building

standard for historic properties similar to the one used in Tampa, Florida; using the Woodstock House and any other appropriate building to field test the standard; and further refer to the Fire Safety Board of Adjustment.

SECOND MOTION: Authorize the Mayor-Commissioner send a letter to the legislators outlining the staff position on the legislation.

Chair Pro Tem Hanrahan recognized Historic Preservation Board Chair Thomas Sputo who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff concerning the final report of the Governor's Building Codes Study Commission and pending legislation.*

Note: Commissioners have recieved a copy of the report and a copy is on file in the Clerk's Office.

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Approved, as shown above (Second Motion). The motion carried unanimously.

Commission Comment

Recreation Work Force Funding - C/P. DeLaney (NB)

Commissioner P.DeLaney discussed the funding not allocated by the Alachua County Board of County Commissioners for the Recreation Work Force.

The City Manager suggested and the Commission agreed to discuss the funding issue at the next Recreation Task Force Meeting.

Notice of Meetings Request - C/Hanrahan (NB)

Commissioner Hanrahan informed the Commission of her team teaching on a seminar in the Planning Department looking at the Depot Avenue area and invited the Commission to attend. The last class/presentation will be Tuesday, April 28, 1998 starting at 5:00 pm with a reception and the seminar starting at 6:00 pm and asked that it appear on the Notice of Meetings. The meeting will be at the Acrosstown Repertory Theatre or the Downtown Library.

She further informed that Sustainable Community Network provided a \$10,000 fund for planning.

Animal Excrement Clean-up by Owners - C/Calkins (NB)

Commissioner Calkins asked the City Manager to research any legislation that requires owners of animals to cleanup after their animals.

Citizen Comment

Evonne Dell - Duck Pond Area Cleanup (NB)

Citizen Evonne Dell asked the Commission to have the duckpond cleared of debris.

Public Works Director Theresa Scott informed the Commission she would work with Mrs. Dell.

Vincent Mallet - Opposition to Union Street Station Funding (NB)

Adjournment - 10:46pm

Kurt M. Lannon, Clerk of the Commission