

ORDINANCE NO. 080546
0-08-73

An ordinance of the City of Gainesville, Florida, amending the Capital Improvements Element of the City of Gainesville 2000-2010 Comprehensive Plan by creating and adding two new policies related to proportionate fair-share contributions and financial feasibility and by adopting the annual update of the 5-Year Schedule of Capital Improvements; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

WHEREAS, the City Plan Board authorized the publication of notice of a Public Hearing that the text of the City of Gainesville 2000-2010 Comprehensive Plan be amended; and

WHEREAS, notice was given and publication made as required by law and a Public Hearing was then held by the City Plan Board on April 17, 2008; and

WHEREAS, this amendment to the City of Gainesville 2000-2010 Comprehensive Plan is an annual update of the Capital Improvements Element and requires only one public hearing by the City Commission for adoption, as provided in Chapter 163, Florida Statutes; and

WHEREAS, pursuant to law, after the adoption hearing, the City of Gainesville will transmit copies of this proposed change to the State Land Planning Agency; and

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing to be held in the City Commission Auditorium, City Hall, City of Gainesville; and

1 **WHEREAS**, the Public Hearings were held pursuant to the published notices
2 described at which hearings the parties in interest and all others had an opportunity to be
3 and were, in fact, heard; and

4 **NOW, THEREFORE**, BE IT ORDAINED BY THE CITY COMMISSION OF
5 THE CITY OF GAINESVILLE, FLORIDA:

6 **Section 1.** The 5-Year Schedule of Capital Improvements in the Capital
7 Improvements Element of the City of Gainesville 2000-2010 Comprehensive Plan is
8 amended as shown in Revised Attachment 1, attached hereto and made a part hereof as if
9 set forth in full.

10 **Section 2.** Policy 1.1.11 and Policy 1.1.12 are created and added to the Capital
11 Improvements Element to read as follows:

12 Policy 1.1.11

13 The City's Capital Improvements Element 5-Year Schedule of Improvements shall
14 be reviewed annually and updated as necessary to reflect proportionate fair-share
15 contributions.

16 Policy 1.1.12

17 The City shall ensure the financial feasibility, as defined by state law, of all capital
18 improvements in the adopted 5-Year Schedule of Capital Improvements.

19 **Section 3.** The City Manager is authorized and directed to make the necessary
20 changes in maps and other data in the City of Gainesville 2000-2010 Comprehensive Plan,
21 or element, or portion thereof in order to fully implement this ordinance.

22 **Section 4.** If any word, phrase, clause, paragraph, section or provision of this
23 ordinance or the application hereof to any person or circumstance is held invalid or
24 unconstitutional, such finding shall not affect the other provisions or applications of the

1 ordinance which can be given effect without the invalid or unconstitutional provisions or
2 application, and to this end the provisions of this ordinance are declared severable.


3 **Section 5.** All ordinances or parts of ordinances in conflict herewith are to the
4 extent of such conflict hereby repealed.

5 **Section 6.** This ordinance shall become effective immediately upon final adoption;
6 however, the amendment to the 2000-2010 Comprehensive Plan shall not become
7 effective until the state land planning agency issues a final order determining the adopted
8 amendment to be in compliance in accordance with section 163.3184(9), or until the
9 Administration Commission issues a final order determining the adopted amendment to be
10 in compliance in accordance with section 163.3184(10).

11
12 **PASSED AND ADOPTED** this 20th day of November, 2008.
13

14
15 
16 PEGEEN HANRAHAN,
17 MAYOR
18

19 ATTEST:

20 
21
22 KURT M. LANNON
23 CLERK OF THE COMMISSION

Approved as to form and legality

24 
MARION J. RADSON
CITY ATTORNEY

NOV 20 2008

This Ordinance passed on adoption reading this 20th day of November, 2008.

Revised Attachment 1

TABLE 14: 5-Year Schedule of Capital Improvements (FY 04/05 07/08 – 08/09 11/12) (in \$1,000s)

<u>No.</u>	<u>Project Description</u>	<u>Projected Total Cost</u>	<u>Cost to the City</u>	<u>FY1 Schedule</u>	<u>General Location</u>	<u>Revenue Sources</u>	<u>Consistency with Other Elements</u>
	Mass Transit						
	No capital improvements associated with LOS standards have been identified as necessary.						
1.	2 New buses for Route 62	730	730	2011/2012	See Map 6	FDOT; Fed. Transit Administration; TCEA; & proportionate fair share funds	Yes
2.	1 New bus for Route 21	365	365	2011/2012	See Map 6	FDOT; Fed. Transit Administration; TCEA; & proportionate fair share funds	Yes
3.	Added bus service NW 39 th Ave./NW 43 rd St. area	30 902	30 902	2008/2009 2011/2012	See Map 6	TCEA & proportionate fair-share funds	Yes
4.	Transit Route 35	440 440 440 440	440 440 440 440	2008/2009 2009/2010 2010/2011 2011/2012	See Map 6	Local Option Fuel Tax (5 cents)	Yes
	Potable Water						
1- 5.	Murphree Water Treatment Plant Filter System Upgrade (expands max day capacity to 65 60 mgd)	3000 2,097 600 2,097 419	3000 2,097 600 2,097 419	2007/2008 2008/2009 2009/2010	See Map 6	Utility bond proceeds	Yes
2.	NW 53 rd Ave. water main (NW 34 th St. to NW 43 rd St. and NW 43 rd Street to NW 46 th Ave.) Pressure improvement	400 440	400 440	2004/2005 2005/2006	See Map 6	Utility bond proceeds	Yes

6.	Water Main on NW 53 rd Ave. from NW 37 th St. to NW 43 rd St. and south on NW 43 rd St. to NW 46 th Ave. Pressure improvement	<u>671</u>	<u>671</u>	<u>2007/2008</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
3- 7.	Water main (from NW 39 th Ave./NW 51 st Terrace from 4100 block to NW 33 rd Avenue to NW 63 rd St. to NW 23 rd Avenue Pressure improvement	<u>50</u> <u>50</u> <u>400</u> <u>400</u> <u>42</u> <u>839</u>	<u>50</u> <u>50</u> <u>400</u> <u>400</u> <u>42</u> <u>839</u>	<u>2004/2005</u> <u>2005/2006</u> <u>2006/2007</u> <u>2007/2008</u> <u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
8.	Water main on NW 33 rd Ave. from NW 51 st Terr. to NW 63 rd St. and south on NW 63 rd St. from NW 33 rd Ave. to NW 23 rd Ave. Pressure improvement	<u>44</u> <u>1,202</u>	<u>44</u> <u>1,202</u>	<u>2009/2010</u> <u>2010/2011</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
4- 9.	Water main (NW 23 rd Ave. from NW 63 rd St. to I-75) Pressure improvement	<u>500</u> <u>93</u> <u>874</u>	<u>500</u> <u>93</u> <u>874</u>	<u>2008/2009</u> <u>2010/2011</u> <u>2011/2012</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
10.	Water main (NW 23 rd Ave. from I-75 to NW Repump Station)	<u>97</u>	<u>97</u>	<u>2011/2012</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
11.	New Well 16 at Murphree Water Treatment Plant	<u>419</u> <u>378</u>	<u>419</u> <u>378</u>	<u>2007/2008</u> <u>2008/2009</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
12.	New Well 17 at Murphree Water Treatment Plant	<u>1,929</u>	<u>1,929</u>	<u>2010/2011</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
13.	Murphree Water Treatment Plant Reactor/Clarifier	<u>1,468</u>	<u>1,468</u>	<u>2011/2012</u>	<u>See Map 6</u>	<u>Utility bond proceeds</u>	<u>Yes</u>
Recreation							
5-	Skate Park at Depot Park	<u>350</u>	<u>200</u>	<u>2006/2007</u>	<u>See Map 6</u>	<u>1999 Lease-In/Lease-Out proceeds</u>	<u>Yes</u>

6.	Phoenix Playground	100	100	2004/2005	See Map 6	City General Fund	Yes
7.	Cofrin Nature Park	104	104	2005/2006	See Map 6	City Commission contingency fund and funds remaining from park acquisition	Yes
8.	Hogtown Greenway Phase Ib, Loblolly Woods, north (trail, boardwalk, signs)	430	230	2005/2006	See Map 6	City General Fund multi-year account and FRDAP Grant funds (if received)	Yes
14.	Possum Creek Park Improvements	800	600	2008/2009	See Map 6	FRDAP Grant Funds & City CIRB 2005	Yes
15.	Morningside Nature Park Pavilion	150	75	2008/2009	See Map 6	FRDAP Grant Funds & City CIRB 2005	Yes
16.	Cofrin Park Environmental Center	25 75	25 75	2008/2009 2009/2010	See Map 6	CIRB 2005 & General Capital 2005	Yes
17.	Nature Park Improvements	13.5 129	13.5 129	2008/2009 2009/2010	See Map 6	CIRB 2005	Yes
18.	Depot Park Construction	963 2,236.5	963 2,236.5	2008/2009 2009/2010	See Map 6	Recreational Trails Program; HUD EDI; 2005 CIRB Bond; UDAG; T21 Enhancement funds	Yes
	Stormwater						
9.	Northeast Boulevard/Duck Pond Improvements	50	50	2004/2005	See Map 6	Stormwater Utility	Yes

10- 19.	Depot Park (West Pond) (East Pond)	1,300 3,000 4,450	1,300 3,000 3,000	2004/2005 2005/2006 & 2006/2007 2009/2010	See Map 6	Stormwater Utility; State Revolving Fund; State legislative grant; St. Johns River WMD grant	Yes
11- 20.	Sweetwater Branch- Paynes Prairie Outfall Facilities Restoration Phase 1 Phase 2 Paynes Prairie Sheetflow Restoration	917 450 398 1,670 1,220 4,000	398 450 398 835 1,220 4,000	2004/2005 2008/2009 2009/2010 2005/2006 2008/2009 2009/2010	See Map 6	Stormwater Utility; St. Johns WMD grant; FDOT grant	Yes
12- 21.	Criminal Courthouse Connector (piping system)	25 25	25 25	2007/2008 2008/2009	See Map 6	Stormwater Utility	Yes
13-	NW 14th Ave. Stormwater Facility	200	200	2005/2006	See Map 6	Stormwater Utility	Yes
14-	College Park Improvements Study Construction	100 100	100 100	2004/2005 2005/2006	See Map 6	Stormwater Utility	Yes
15- 22.	Duval Neighborhood Basin	607 207 15 1,114.9 15	500 349.9 15	2004/2005 2005/2006 2006/2007 2007/2008 2008/2009	See Map 6	Stormwater Utility & Block Grant funds; FDOT Cost Share Grant & FDEP Grant	Yes
16-	Lincoln Estates Piping	50 300 182	50 300	2004/2005 2005/2006 2006/2007	See Map 6	Stormwater Utility & Block Grant funds	Yes
17-	Tumblin' Creek (Porter's Area)	100		2004/2005	See Map 6	Block Grant funds	Yes
18-	Springhill Neighborhood	10 182		2006/2007 2007/2008	See Map 6	Block Grant Funds	Yes

19.	<u>Tumblin' Creek Restoration</u>	<u>100</u> <u>450</u>	<u>100</u> <u>450</u>	<u>2005/2006</u> <u>2006/2007</u>	<u>See Map 6</u>	<u>Tax Increment & Stormwater Utility</u>	<u>Yes</u>
20. 23.	<u>Little Hatchett & Lake Forest Creeks Basin Management Action Plan</u>	<u>200</u> <u>220</u>	<u>200</u> <u>220</u>	<u>2006/2007</u> <u>2008/2009</u>	<u>See Map 6</u>	<u>Stormwater Utility</u>	<u>Yes</u>
24.	<u>Pinkoson Outfall</u>	<u>50</u> <u>300</u>	<u>50</u> <u>300</u>	<u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Stormwater Utility</u>	<u>Yes</u>
25.	<u>SE 12th Street and Culvert</u>	<u>361.77</u>	<u>361.77</u>	<u>2007/2008</u>	<u>See Map 6</u>	<u>Stormwater Utility & grant funds</u>	<u>Yes</u>
26.	<u>NW 22nd Street Drainage (West Brook)</u>	<u>100</u>	<u>100</u>	<u>2009/2010</u>	<u>See Map 6</u>	<u>Stormwater Utility</u>	<u>Yes</u>
	Transportation Mobility						
	No City capital improvements associated with LOS standards have been identified as necessary.						
27.	<u>Traffic Management System</u>	<u>7,478</u> <u>5,826</u> <u>4,500</u> <u>400</u>	<u>2,019</u> <u>1,573</u> <u>1,215</u> <u>108</u>	<u>2007/2008</u> <u>2008/2009</u> <u>2009/2010</u> <u>2010/2011</u>	<u>Citywide</u>	<u>2005 CIRB; TRIP; Alachua County; UF</u>	<u>Yes</u>
28.	<u>SW 40th Blvd. extension roadway design</u>	<u>77.08</u>	<u>77.08</u>	<u>2007/2008</u>	<u>See Map 6</u>	<u>TCEA & Developer Agreement revenues on account</u>	<u>Yes</u>
29.	<u>Sidewalk connection: NW 53rd Ave. from Sorrento to NW 24th Blvd.</u>	<u>180</u>	<u>180</u>	<u>2010/2011</u>	<u>See Map 6</u>	<u>TCEA revenues</u>	<u>Yes</u>
30.	<u>Depot Avenue, Phase II</u>	<u>682.3</u> <u>500</u> <u>100</u>	<u>682.3</u> <u>500</u> <u>100</u>	<u>2007/2008</u> <u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents); 2007 City bond; & LAP</u>	<u>Yes</u>

31.	<u>Depot Avenue, Phase III</u>	<u>4,735.9</u>	<u>4,735.9</u>	<u>2008/2009</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents); LAP</u>	<u>Yes</u>
32.	<u>SE 4th Street Reconstruction</u>	<u>600</u> <u>600</u> <u>250</u>	<u>600</u> <u>600</u> <u>250</u>	<u>2008/2009</u> <u>2010/2011</u> <u>2011/2012</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents)</u>	<u>Yes</u>
33.	<u>NW 45^h Avenue sidewalk</u>	<u>75</u>	<u>75</u>	<u>2008/2009</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents)</u>	<u>Yes</u>
34.	<u>SW 35th Place sidewalk</u>	<u>100</u> <u>420</u>	<u>100</u> <u>420</u>	<u>2009/2010</u> <u>2010/2011</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents) & TCEA revenues</u>	<u>Yes</u>
35.	<u>Roundabout at SW 35th Place/SW 23rd Terrace</u>	<u>120</u> <u>1,180</u>	<u>120</u> <u>1,180</u>	<u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents)</u>	<u>Yes</u>
36.	<u>NW 8th Avenue resurfacing</u>	<u>360</u> <u>3,640</u>	<u>360</u> <u>3,640</u>	<u>2009/2010</u> <u>2010/2011</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents)</u>	<u>Yes</u>
37.	<u>NE 8th Avenue resurfacing</u>	<u>30</u> <u>270</u>	<u>30</u> <u>270</u>	<u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Local Option Fuel Tax (5 cents)</u>	<u>Yes</u>
38.	<u>NW 34th St. sidewalk from NW 39th Ave. to US 441</u>	<u>600</u>	<u>600</u>	<u>2011/2012</u>	<u>See Map 6</u>	<u>Projected Proportionate Fair-Share Funds</u>	<u>Yes</u>
	Wastewater						
	No capital improvements associated with LOS standards have been identified as necessary						
39.	<u>Wet weather disposal</u>	<u>207</u> <u>2,273</u> <u>2,273</u> <u>2,066</u>	<u>207</u> <u>2,273</u> <u>2,273</u> <u>2,066</u>	<u>2007/2008</u> <u>2008/2009</u> <u>2009/2010</u> <u>2010/2011</u>	<u>Location not yet identified</u>	<u>Utility Bond proceeds</u>	<u>Yes</u>
40.	<u>Reclaimed Water Repump Station (Oakmont)</u>	<u>785</u> <u>2,000</u> <u>3,412</u>	<u>785</u> <u>2,000</u> <u>3,412</u>	<u>2007/2008</u> <u>2008/2009</u> <u>2009/2010</u>	<u>See Map 6</u>	<u>Utility Bond proceeds</u>	<u>Yes</u>

	TOTAL	\$16,589	\$14,082				
		<u>79,292.95</u>	<u>63,513.95</u>				

¹Fiscal year for the City of Gainesville is October 1 through September 30 of the following year.

Source: GRU Capital Budget Detail Report FY ~~2005-2010~~ 2008-2012; Recreation Department, ~~2005~~ 2008; Public Works Department, ~~2005~~ 2008.