

City of Gainesville

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



Meeting Minutes

Monday, January 14, 2002

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER - 1:06 PM

INVOCATION

Minister Carl Romey, First United Methodist Church

ROLL CALL

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

CONSENT AGENDA

CITY MANAGER, CONSENT AGENDA ITEMS

Commissioner Hanrahan moved and Commissioner Chestnut seconded to approve the Consent Agenda with the following modifications:

- 1. File # 002244 - East Gainesville SPROUT Project - Modification to FCT reimbursement request - (Move from the Consent Agenda to the Regular Agenda).*
- 2. File #960901 - Recreation and Parks Center Rental Manual - (Move from the Consent Agenda to the Regular Agenda).*
- 3. File #002204 - Funding for the Model Block Approach in the Fifth Avenue Pleasant Street Redevelopment District - (Move from the Consent Agenda to the Regular Agenda).*

(VOTE: 5-0, MOTION CARRIED)

002120 District One Code Enforcement Issues (NB)

...Explanation

At the November 13, 2001 City Commission meeting, staff was directed to review ordinances that deal with issues in District One and to come up with any language change that would strengthen or help the City move forward in the cleaning up of that area, specifically ordinances regarding boarding and sealing of buildings, overgrown lots, perilous lands and abandoned vehicles.

After a few meetings between code enforcement and legal staff, it was determined that additional sections of the existing code could be used. Therefore, no ordinance changes are recommended at this time. Changes have been made in the manner that staff cites properties that are overgrown. Staff now cites properties under the Hazardous Lands Ordinance if they create a safety hazard including situations where people are obviously hiding in the overgrown area as evidenced by the debris on the property. Staff also is going to

begin towing vehicles from private property under an existing ordinance.

Buildings are being demolished, boarded or repaired and lots are being cleared of excessive vegetation based upon current staff levels and budgetary constraints. Last fiscal year, 30 lots were cleared in District One with City funds totaling \$11,982.50. Many more lots were cited, but voluntarily cleared by the property owner. Nine buildings were demolished with City funds (\$25,142), and another eight demolished by the owner of the property in response to the City's enforcement notices and actions. Four houses were repaired instead of demolished, in response to repair or demolish notices. Fifteen houses were boarded with City funds totaling \$7,413.

Based upon funds available, Code Enforcement anticipates demolishing about nine houses, clearing about 24 lots and boarding another eight houses Citywide this fiscal year.

...Fiscal Note
None.

...Recommendation
The City Commission remove this item from the staff referral list.

RECOMMENDATION *The City Commission remove this item from the staff referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

002241 Extension and Amendment of the Art in Public Places Trust Coordinator's Contract. (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager to sign an amendment to the APPT Coordinator's contract to increase the annual base fee to \$9,000, or \$750 per month, effective beginning February 1, 2002, with an extension to this contract effective through September 30, 2002; and 2) authorize the City Manager to explore the option of establishing a new permanent City position of Visual Arts Coordinator for the next fiscal year.*

This Matter was Approved as Recommended on the Consent Agenda.

002242 Recreation and Parks Beverage Service Contract First Extension (NB)

RECOMMENDATION *The City Commission approve the first extension to the contract with Coca Cola Bottling Company for Recreation and Parks Beverage Service for the period of March 1, 2002 through March 1, 2003.*

This Matter was Approved as Recommended on the Consent Agenda.

002243 Purchase of Net/Advantage Software and Related Computer Hardware (NB)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) authorize issuance of a purchase order to American Management Systems, a sole source supplier, for their net/Advantage module, and the purchase of a server to support the software; and 2) execute an amendment to the City's Software Term License and Maintenance Agreement with American Management Systems.*

This Matter was Approved as Recommended on the Consent Agenda.

002245 Agreement for the Workforce Board Bus Pass Program (B)

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute an Agreement with the Alachua/Bradford Regional Workforce Board, and any other necessary documents, for prepaid, unlimited public transit access.*

This Matter was Approved as Recommended on the Consent Agenda.

002246 Interlocal Agreement with Alachua County for Enhanced Transit Service-Route 75 (B)

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute the Interlocal Agreement with Alachua County, and any other necessary documents.*

This Matter was Approved as Recommended on the Consent Agenda.

002247 Municipal Competitive Grant Application for Municipal Buildings protection from Airborne Hazards (B)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) apply to the Emergency Management Preparedness and Assistance Trust Fund Competitive Grant Program for \$50,000.00, and if awarded; 2) execute the grant agreement, pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

002248 Law Enforcement Contract with the Gainesville Housing Authority (B)

RECOMMENDATION *The City Commission authorize the City Manager or his*

designee to execute the HUD law enforcement agreement.

This Matter was Approved as Recommended on the Consent Agenda.

002249 Emergency Management Preparedness and Assistance Competitive Grant Application for an Emergency Communications/Command Vehicle (ECCV) (B)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) apply to the Emergency Management Preparedness and Assistance Trust Fund Competitive Grant Program for up to \$300,000.00, and if awarded; 2) execute the grant agreement, pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

002250 Interlocal Agreement with Alachua County for EMS Equipment Purchase (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute the Interlocal Agreement with the County, and any other necessary documents.*

This Matter was Approved as Recommended on the Consent Agenda.

002251 Florida Fire Prevention Code Ordinance Amendments (NB)

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk to advertise amendments to Chapter 10 of the City of Gainesville's Code of Ordinances to create compliance with the Florida Fire Prevention Code.*

This Matter was Approved as Recommended on the Consent Agenda.

002252 Annexation of the Blues Creek Subdivision (B)

RECOMMENDATION *The City Commission: 1) receive the letter requesting annexation; 2) direct the City Manager to analyze the area, and produce an Urban Services Report; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the adoption of an urban services report and annexation of the area and the requisite election.*

This Matter was Approved as Recommended on the Consent Agenda.

002253 Funding for University Heights Historic Districts Guidelines (NB)

RECOMMENDATION *The City Commission approve \$7,500 in Commission Contingency funds for the research, development and presentation of guidelines for the University Heights Historic Districts.*

This Matter was Approved as Recommended on the Consent Agenda.

002254 Lease Extension for 211 Northeast 1st Street (B)

RECOMMENDATION *The City Commission approve the Third Addendum to the lease between Chandler, Lang, Haswell, & Cole P.A and the City of Gainesville.*

This Matter was Approved as Recommended on the Consent Agenda.

002255 Ratification of Agreement to amend the Amalgamated Transit Union, Local No. 1579 contract for October 1, 2000, through September 30, 2003. (B)

RECOMMENDATION *The City Commission ratify the amendment and Exhibit A to the Labor Agreement between the City of Gainesville and Amalgamated Transit Union, Local No. 1579 covering the period October 1, 2000, through September 30, 2003, a copy of which is on file with the Clerk of the Commission. After January 31, 2002, the Agreement will be on file in the Human Resources Department.*

This Matter was Approved as Recommended on the Consent Agenda.

002269 Alternative Internal Affairs Complaint Initiation Procedure for the Gainesville Police Department (B)

RECOMMENDATION *The City Commission approve the Alternative Gainesville Police Department Internal Affairs Complaint Initiation Procedure.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

002261 Release of Easement For 1205 NW 23rd Avenue (B)

RECOMMENDATION *The City Commission: 1) approve the release of an overhead powerline easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement, substantially in the form on file, subject to approval by the*

City Attorney.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

002237 KENNETH D. IRELAND V. CITY OF GAINESVILLE; CASE NO. 01-01-CA-4620 (B)

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Kenneth D. Ireland v. City of Gainesville; Eighth Judicial Circuit Court Case No. 01-01-CA-4620.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

COMMUNITY DEVELOPMENT COMMITTEE, CONSENT

001741 Hazardous and Perilous Lands (NB)

RECOMMENDATION *The Community Development Committee recommends that the City Commission remove this item from the referral list as the issue has been addressed.*

This Matter was Placed on File on the Consent Agenda.

PERSONNEL & ORGANIZATIONAL STRUCTURE COMMITTEE

002235 Add a Half Time Program Assistant in the Cultural Affairs Department (B)

RECOMMENDATION *The City Commission approve adding a half time Program Assistant in Cultural Affairs.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

002216 Appointment - Bicycle/Pedestrian Advisory Board (NB)

RECOMMENDATION *The City Commission appoint Reginald Howard to a vacancy on the Bicycle/Pedestrian Advisory Board to expire December 31, 2002.*

*Commissioner John Barrow - James B. Harper
Commissioner Chuck Chestnut - Reginald Howard
Commissioner Warren Nielsen - Reginald Howard
Mayor Commissioner Pro Tem Pegeen Hanrahan - Reginald Howard
Mayor Tom Bussing - Reginald Howard*

This Matter was Approved as Recommended on the Consent Agenda.

002217 Appointment - Board of Adjustment (NB)

RECOMMENDATION *The City Commission appoint Russell L. Pisano to a vacancy on the Board of Adjustment to expire November 1, 2003.*

*Commissioner John Barrow - Russell L. Pisano
Commissioner Chuck Chestnut - Russell L. Pisano
Commissioner Warren Nielsen - Russell L. Pisano
Mayor Commissioner Pro Tem Pegeen Hanrahan - Russell L. Pisano
Mayor Tom Bussing - Readvertise*

This Matter was Approved as Recommended on the Consent Agenda.

002218 Appointment - BOT Police & Fire Retirement Plan (NB)

RECOMMENDATION *The City Commission appoint Paula M. DeLaney to a vacancy on the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan to expire May 25, 2003.*

*Commissioner John Barrow - Paula M. DeLaney
Commissioner Chuck Chestnut - Paula M. DeLaney
Commissioner Warren Nielsen - Paula M. DeLaney
Mayor Commissioner Pro Tem Pegeen Hanrahan - Paula M. DeLaney
Mayor Tom Bussing - Paula M. DeLaney*

This Matter was Approved as Recommended on the Consent Agenda.

002219 Appointment - City Beautification Board (NB)

RECOMMENDATION *The City Commission reappoint Anita Spring and Charles T. Woods to terms on the City Beautification Board to expire November 1, 2004.*

Commissioner John Barrow - Anita Spring, Charles T. Woods

and Readvertise

Commissioner Chuck Chestnut - Chesna J. Merricks, Anita Spring and Charles T. Woods

Commissioner Warren Nielsen - Christopher B. Porter, Anita Spring and Charles T. Woods

Mayor Commissioner Pro Tem Pegeen Hanrahan - James J. Argento, Anita Spring and Charles T. Woods

Mayor Tom Bussing - Christopher B. Porter, Anita Spring and Charles T. Woods

This Matter was Approved as Recommended on the Consent Agenda.

002220

Appointment - Development Review Board (NB)

RECOMMENDATION *The City Commission appoint James C. Higman to a vacancy on the Development Review Board to expire November 1, 2003.*

Commissioner John Barrow - James C. Higman

Commissioner Chuck Chestnut - James C. Higman

Commissioner Warren Nielsen - James C. Higman

Mayor Commissioner Pro Tem Pegeen Hanrahan - James C. Higman

Mayor Tom Bussing - Readvertise

This Matter was Approved as Recommended on the Consent Agenda.

002221

Appointment - Fire Safety Board of Adjustment (NB)

RECOMMENDATION *The City Commission reappoint Carl L. Osberg and Fred Vyverberg to terms on the Fire Safety Board of Adjustment to expire November 1, 2004.*

Commissioner John Barrow - Carl L. Osberg and Fred Vyverberg

Commissioner Chuck Chestnut - Carl L. Osberg and Fred Vyverberg

Commissioner Warren Nielsen - Carl L. Osberg and Fred Vyverberg

Mayor Commissioner Pro Tem Pegeen Hanrahan - Carl L. Osberg and Fred Vyverberg

Mayor Tom Bussing - Carl L. Osberg and Fred Vyverberg

This Matter was Approved as Recommended on the Consent Agenda.

002222

Appointment - Gainesville/Alachua County Cultural Affairs Board (NB)

RECOMMENDATION *The City Commission reappoint Mildred A. Calvert to a term on the Gainesville/Alachua County Cultural Affairs Board to*

expire September 30, 2004 and appoint Melvin R. Powell to a vacancy to expire September 30, 2003.

Commissioner John Barrow - Melvin R. Powell and Mildred A. Calvert

Commissioner Chuck Chestnut - Melvin R. Powell and Mildred A. Calvert

Commissioner Warren Nielsen - Mildred A. Calvert and Mansoor M. Javed

Mayor Commissioner Pro Tem Pegeen Hanrahan - James B. Harper and Mildred A. Calvert

Mayor Tom Bussing - Melvin R. Powell and Mildred A. Calvert

This Matter was Approved as Recommended on the Consent Agenda.

002223

Appointment - Nature Centers Commission (NB)

RECOMMENDATION *The City Commission appoint James J. Argento to a term on the Nature Centers Commission to expire November 1, 2004.*

Commissioner John Barrow - James J. Argento

Commissioner Chuck Chestnut - James J. Argento

Commissioner Warren Nielsen - James J. Argento

Mayor Commissioner Pro Tem Pegeen Hanrahan - James J. Argento

Mayor Tom Bussing - James J. Argento

This Matter was Approved as Recommended on the Consent Agenda.

002224

Appointment - Public Recreation Board (NB)

RECOMMENDATION *The City Commission appoint Stephen Anderson and Alison Law to vacancies on the Public Recreation Board to expire June 1, 2002.*

Commissioner John Barrow - Stephen Anderson and Alison Law

Commissioner Chuck Chestnut - Stephen Anderson and Alison Law

Commissioner Warren Nielsen - Stephen Anderson and Alison Law

Mayor Commissioner Pro Tem Pegeen Hanrahan - Stephen Anderson and Alison Law

Mayor Tom Bussing - Stephen Anderson and Chesna J. Merricks

This Matter was Approved as Recommended on the Consent Agenda.

002225

Appointment - Regional Transit System Advisory Board (NB)

RECOMMENDATION *The City Commission appoint LaTwanita Brown to a vacancy on the Regional Transit System Advisory Board to expire June 1, 2003.*

Commissioner John Barrow - LaTwanita Brown

Commissioner Chuck Chestnut - LaTwanita Brown

Commissioner Warren Nielsen - Kelly A. Morrow

Mayor Commissioner Pro Tem Pegeen Hanrahan - LaTwanita Brown

Mayor Tom Bussing - LaTwanita Brown

This Matter was Approved as Recommended on the Consent Agenda.

002213 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member Philip N. Ankrum from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, 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: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

ADOPTION OF THE REGULAR AGENDA

Commissioner Barrow moved and Commissioner Chestnut seconded to approve the Regular Agenda with the following modifications:

- 1. File # 002256 - Sale Agreement for Lot 6, an Option Agreement for Lot 5, and First Right of Refusal for an unplatted lot north of Lot 5 of the Airport Industrial Park to MedSup Development II, LLC - (Strike from the Agenda)*
- 2. File # 002244 - East Gainesville SPROUT Project - Modification to FCT reimbursement request - (Move from the Consent Agenda to the Regular Agenda).*
- 3. File #960901 - Recreation and Parks Center Rental Manual - (Move from the Consent Agenda to the Regular Agenda).*
- 4. File #002204 - Funding for the Model Block Approach in the Fifth Avenue Pleasant Street Redevelopment District - (Move from the Consent Agenda to the Regular Agenda).*

(VOTE: 5-0 - MOTION CARRIED)

CLERK OF THE COMMISSION

002270 Tourist Development Council (NB)

Chair Bussing recognized Tourist Development Council Chair Roland Loog who spoke to the matter.

RECOMMENDATION *The City Commission discuss the Tourist Development Council and take appropriate action.*

Discussed

002278 Special Meetings (NB)

MAIN MOTION:

Authorize staff to schedule the following:

- 1. Executive Session - January 22, 2002 from 1:00 PM to 3:00 PM.*
- 2. Comprehensive Plan Public Hearings - March 4th, 2002 from 5:00 PM to 10:00 PM and March 5th, 2002 from 6:00 PM to 11:00 PM.*
- 3. Joint City/County Meeting - (Report from the Fire Services Board) Afternoon of March 21, 2002 - (leave open for staff to determine the time).*

SECOND MOTION:

Commissioner Hanrahan moved and Commissioner Chestnut seconded to put "affordable housing" as the City's topic for the upcoming Joint City/County Commission Meeting.

(VOTE: 5-0, MOTION CARRIED)

RECOMMENDATION *The City Commission schedule an executive session and two public hearings for the comprehensive plan.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

CITY MANAGER

002256 **Sale Agreement for Lot 6, an Option Agreement for Lot 5, and First Right of Refusal for an unplatted lot north of Lot 5 of the Airport Industrial Park to MedSup Development II, LLC (B)**

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

Striken From the Agenda

002257 **Homeownership Incentive Program Proposal (B)**

City of Gainesville Community Development Director Tom Saunders gave a presentation.

Chair Bussing recognized Citizen Vivian Filer who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a presentation from staff; 2) approve the Homeowner Incentive Program in substantially the form as proposed; and 3) authorize the City Manager to negotiate this employee benefit with the appropriate collective bargaining representatives.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002244 **East Gainesville SPROUT Project - Alternative FCT Reimbursement Request (B)**

Chair Bussing recognized Citizens Vivian Filer, Willie Osgood, Phyllis Filer, Dick Jones, Charles Kibert and Dan Holt who spoke to the matter.

Community Redevelopment Agency (CRA) Projects Coordinator Matt Dube' gave a presentation.

MOTION:

Approve the recommendation with the additional provisions that: 1) The City Manager negotiate within the contract that Rinker be responsible for paying the dollar difference that the City would lose from the FCT Grant; 2) Rinker would take financial and/or physical responsibility to clean up the environmental or site impacts of their operations; 3) Rinker would agree not to attempt to re-negotiate this contract or remain on site; and 4) the City will designate a term of 12 months renewable on a month-to-month basis for no more than 24 months from today's date (January 14, 2002),

RECOMMENDATION *The City Commission authorize staff to prepare and submit an alternative reimbursement request excluding the Rinker leased parcel and submit it to FCT if necessary.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002258 East Gainesville SPROUT Project - Community Involvement Plan for Depot Park Design (B)

CRA Projects Coordinator Matt Dube' gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a presentation from Matt Dubé, CRA Projects Coordinator; and 2) take appropriate action.*

Heard

960901 Recreation and Parks Center Rental Manual (B)

City of Gainesville Recreation Supervisor Sheryl Ryan gave a presentation.

Chair Bussing recognized Citizen Vivian Filer who spoke to the matter.

RECOMMENDATION *The Recreation and Cultural Affairs Committee approve the revised Recreation and Parks Center Rental Manual.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on July 14, 2002. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

GENERAL MANAGER FOR UTILITIES

002262 Approval to Participate in a Water Conservation Awareness Campaign with the St. Johns River Water Management District and other Florida Utilities (B)

GRU Marketing Manager Rosemary Fagler gave a presentation.

RECOMMENDATION *The City Commission authorize the General Manager, or designee, to sign an Agreement with the St. Johns River Water Management District (SJRWMD) and other Florida water utilities for development and implementation of a water conservation awareness campaign. The cost will not exceed \$50,000.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION AND CULTURAL AFFAIRS COMMITTEE

001911 Summer Playground Fees (B)

City of Gainesville Recreation Supervisor Sheryl Ryan, Recreation and Parks Director Cliff Crawford, Assistant City Manager Carl Harness and Administrative Services Director Glenda Currie gave presentations.

*FIRST MOTION: Commissioner Barrow moved and Commissioner Chestnut seconded to approve the recommendation.
(NO VOTE)*

Commissioner Barrow withdrew the previous motion in order to make the following motion:

*SECOND MOTION: Commissioner Barrow moved and Commissioner Chestnut seconded to refer this item back to the next available Recreation and Cultural Affairs Committee meeting and include in the motion that staff contact members of the Public Recreation Board and invite them to attend that meeting.
(NO VOTE)*

*SUBSTITUTE MOTION (MAIN MOTION): Commissioner Nielsen moved and Commissioner Barrow seconded to: 1) Adopt the fee structure with the modification that the free lunch rate be \$5.00 per session and the reduced lunch rate be \$20.00 per session; 2) in addition have staff monitor and give us the numbers on the registration and participation this summer, so we can get some sense of the impact of that modification; and 3) also ask the board to review the potential for some sort of modified fee structure for families that have more than one child.
(VOTE: 5-0, MOTION CARRIED)*

RECOMMENDATION *The City Commission: 1) hear a presentation on the proposed Summer Playground fees; 2) refer this matter for information to the Public Recreation Board; and 3) approve the proposed fee structure.*

Approved, as shown above

000539 Greentree Park Playground Program Update (B)

City of Gainesville Recreation Supervisor Sheryl Ryan gave a presentation.

RECOMMENDATION *The City Commission: 1) hear the presentation from staff on the Gainesville Reads program; and 2) approve the revised use of funds for the Greentree Park Playground Program.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

001090 Fifth Amendment to the Commerce Project Development Agreement (B)

RECOMMENDATION *The Community Redevelopment Agency to City Commission: approve the Fifth Amendment to the Commerce Project Development Agreement.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen and Pegeen Hanrahan
Nay: Tom Bussing
Abstain: John R. Barrow

**002204 Funding for the Model Block Approach in Fifth Avenue Pleasant Street
Redevelopment District (NB)**

*City of Gainesville Community Development Director Tom Saunders and CRA
Manager Karen Slevin gave a presentation.*

Chair Bussing recognized Citizen Robert Pearce who spoke to the matter.

RECOMMENDATION *The Community Redevelopment Agency to the City
Commission: 1) recommend that \$640,000 be added to the
upcoming bond issue for the Model Block program; and 2)
that the funds be lent to the Community Redevelopment
Agency with payments to be made from the Fifth Avenue
Pleasant Street increment stream.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

COMMISSION COMMENTS (if time available)**RECESS - 4:50 PM****RECONVENE - 5:37 PM****CITIZEN COMMENT (5:30pm)****Jim Konish**

GRU - Pollution Control Equipment

COMMISSION COMMENTS (if time available)**Commissioner John Barrow**

*Letter from Maria Huff Edwards - Neighborhood Clean-up - Wooded Area north of
the new Publix (Main Street) for possible park or stormwater facility.*

Commissioner Warren Nielsen

*First Public Meeting of Plan East Gainesville - January 31, 2002 at 7:00 PM at the
Gainesville Technology Enterprise Center (GTEC), 2153 Hawthorne Road, Suite 101.*

NOTE: Commissioner Chestnut entered the meeting room at 5:46 PM.

Mayor-Commissioner Pro Tem Pegeen Hanrahan

Canvassing Board - See following Item #002339

002339 Canvassing Board (B)

RECOMMENDATION *The City Commission appoint Mayor Bussing and Commissioner Chestnut as the Canvassing Board.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

PLEDGE OF ALLEGIANCE (6:00pm)**Brownie Troop #613****PROCLAMATIONS/SPECIAL RECOGNITIONS****002260 Recognition of the Albert "Ray" Massey Citizen Volunteer Award Winners (NB)**

RECOMMENDATION *The City Commission recognize this year's recipients of the Albert "Ray" Massey Citizen Volunteer Awards.*

Heard

002265 Martin Luther King, Jr. Hall of Fame Day - January 20, 2002 (B)

RECOMMENDATION *Martin Luther King, Jr. Hall of Fame Day representative Commissioner Rodney J. Long to receive the Proclamation.*

Heard

002266 Martin Luther King, Jr. Week - January 15-21, 2002 (B)

RECOMMENDATION *Martin Luther King, Jr. Week representative Commissioner Rodney J. Long to receive the Proclamation.*

Heard

002267 Pain Awareness Week 2002 - January 19-26, 2002 (B)

RECOMMENDATION *Power over Pain Project Director Ellyn A. Radson to receive the Proclamation.*

Heard

002268 Arbor Day - January 18, 2002 (B)

RECOMMENDATION *City Beautification Board Chair Eric Smith and Arbor Day Subcommittee Chair Dr. Anita Spring, City of Gainesville Parks Division Representatives Dr. Meg Niederhofer, Earline Luhrman and Samara Eisner, and Four Seasons Garden Club Representative Reva Pachefsky to receive the Proclamations.*

Heard

002272 The Cretaceous Season - January 25 - May 19, 2002 (B)

RECOMMENDATION *1) Alachua County Tourist Development Council Director Roland Loog; 2) Florida Museum of Natural History Associate Director Dr. Graig Shaak and Associates Board Member Cathryn Lombardi; 3) The Gainesville Chamber Orchestra Executive Director Lynn Noffsinger; 4 City of Gainesville's Cultural Affairs Department Director Dr. Lemuel Moore) to receive the Proclamations.*

Heard

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****ORDINANCES 2ND READING- ROLL CALL REQUIRED****001026 REZONING - HISTORIC OVERLAY DISTRICT - UNIVERSITY HEIGHTS HISTORIC DISTRICT - NORTH (B)****ORDINANCE NO. 0-01-65, PETITION NO. 32ZON-01PB**

An Ordinance of the City of Gainesville, Florida; rezoning and imposing the overlay historic preservation/conservation district category on certain properties zoned "RMF-5: 12 units/acre single-family/multiple-family residential district", "RH-1: 8-43 units/acre residential high-density district", and "MU-1: 10-30 units/acre mixed use low intensity"; consisting of approximately 28.19 acres,

MOL; and generally bounded on the north by Northwest 4th Avenue, on the east by Northwest 7th Street, on the south by Northwest 1st Avenue and on the west by Northwest 12th Drive; 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 Barrow, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

001027

REZONING - HISTORIC OVERLAY DISTRICT - UNIVERSITY HEIGHTS HISTORIC DISTRICT - SOUTH (B)

ORDINANCE NO. 0-01-64, PETITION NO. 33ZON-01PB

An Ordinance of the City of Gainesville, Florida; rezoning and imposing the overlay historic preservation/conservation district category on certain properties zoned "RH-1: 8-43 units/acre residential high density district", "RH-2: 8-100 units/acre residential high density district", "OR: 20 units/acre office residential district", "OF: General office district", and "MD: Medical services district"; consisting of approximately 34 acres, MOL; and generally bounded on the north by an alleyway located north of Southwest 1st Avenue, on the east by Southwest 9th Street, on the south by Southwest 7th Avenue and on the west by Southwest 12th Street; 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 Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002071

REPEALING OBSOLETE SECTIONS RELATING TO DISABLED AND ELDERLY CITIZENS' ADVISORY BOARD (B)

ORDINANCE NO. 0-01-70

An ordinance of the City of Gainesville, Florida, repealing obsolete Sections 2-430.1 thru 2-430.5 inclusive, relating to the Disabled and Elderly Citizens' Advisory Board; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002185 TECHNICAL AMENDMENTS TO THE GENERAL EMPLOYEES PENSION PLAN (B)

ORDINANCE NO. 0-01-72

An ordinance of the City of Gainesville, Florida, amending Division 5 of Chapter 2 of the Code of Ordinances of the City of Gainesville relating to the General Employees Pension Plan; amending section 2-526(n) related to eligible retirement plans to which certain distributions can be made; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002186 TECHNICAL AMENDMENTS TO THE CONSOLIDATED POLICE OFFICERS AND FIREFIGHTERS RETIREMENT PLAN (B)

ORDINANCE NO. 0-01-73

An ordinance of the City of Gainesville, Florida, amending Division 5 of Chapter 2 of the Code of Ordinances of the City of Gainesville relating to the Consolidated Police Officers and Firefighters Retirement Plan; amending section 2-600(n) related to eligible retirement plans to which certain distributions can be made; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

RESOLUTIONS- ROLL CALL REQUIRED

002263 Resolution Requesting an Easement from the State of Florida (B)

RECOMMENDATION *The City Commission: 1) adopt a resolution, subject to approval by the City Attorney as to form and legality, requesting the State of Florida Department of Environmental Protection obtain authority from the Trustees of the Internal Improvement Trust Fund to grant an easement to the City of Gainesville; and 2) authorize the General Manager or his designee to execute and accept the easement document on behalf of the City of Gainesville, subject to approval as to form and legality by the City Attorney.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

PLAN BOARD PETITIONS**001763 Petition 93TCH-01 PB. Legislative Matter No. 001763. City of Gainesville. Amend the City of Gainesville Land Development Code to allow "Individual and Family Social Services" in the I-1 (limited industrial district) and I-2 (general industrial district) Zoning Districts. (B)**

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Chair Bussing recognized Chair of the Child Advocacy Center Karen Godley and GPD Police Captain Sadie Darnell who spoke to the matter.

MOTION: Approve Petition 93TCH-01 PB with the conditions outlined by staff; and also designate that the hearing for the Special Use Permit under this process should come before the City Commission. Also, ask staff to include in the ordinance a "renewal" of the Special Use Permit after 5 years.

Chair Bussing recognized Citizen Edward Clark who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 93TCH-01 PB. Plan Board vote 4-1.*

Staff to Plan Board - The City Plan Board consider allowing the use by Special Use Permit.

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved as Amended (Petition). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

MEMBERS OF THE CITY COMMISSION**002183 ANNUAL PERFORMANCE, SALARY, AND BENEFITS REVIEW - CITY ATTORNEY (NB)**

MOTION: The City Attorney receive a 4.2% salary increase retroactive to anniversary date.

RECOMMENDATION *As required by the City Attorney's employment agreement, the City Commission conduct the annual performance, salary, and benefits review.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

002264 Annual Performance, Salary and Benefits Review - General Manager for Utilities (NB)

MOTION: The General Manger for Utilities receive a 3.85% salary increase retroactive to anniversary date.

RECOMMENDATION *As required by the General Manager for Utilities' employment agreement, the City Commission conduct the annual performance, salary and benefits review.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Tom Bussing

SCHEDULED EVENING AGENDA ITEMS**UNFINISHED BUSINESS****COMMISSION COMMENT****Commissioner Chuck Chestnut**

Mr. McWilliams - Meals on Wheels

Ask EEO Director and City Attorney to contact Alachua County EEO regarding this matter and bring back to the City Commission.

CITIZEN COMMENT (If time available)

ADJOURNMENT - 8:21 PM

Kurt M. Lannon, Clerk of the Commission