

City of Gainesville

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



Meeting Minutes

Monday, November 9, 1998

3:00 PM

City Hall Auditorium

City Commission

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

Invocation

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

Father Lou Mattia, St. Michael's Episcopal Church

Consent Agenda

With the following modification: 1) File No. 980766 - Proposed Lease In Lease Out Transaction - Back-Up Material Submitted and Revised Recommendation and Explanation and Fiscal Note Submitted; and 2) File No. 980750 - Additional wording submitted to Explanation and Fiscal Note.

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, 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

980289 **FY 1998 CDBG and HOME Budget Rollovers, Legislative File 980289**

RECOMMENDATION *The City Commission: 1) approve the rollover of \$457,819 in FY 1998 HOME funds for "The Bottoms" project and \$45,244 in FY 1998 CDBG funds for Cedar Grove II to FY 1999; and 2) authorize the City Manager to incorporate said rollovers in a subsequent amendment to the FY 1999 General Government Operating and Financial Plan Budget.*

This Matter was Approved as Recommended on the Consent Agenda.

980737 **Construction of S.E. 8th Avenue Extension**

RECOMMENDATION *The City Commission: 1) award the contract for construction of S.E. 8th Avenue Extension to Harlis R. Ellington Construction, Inc.; 2) authorize the City Manager, or his designee, to execute the contract, subject to approval of the City Attorney as to form and legality; and 3) authorize the issuance of a purchase order to Harlis R. Ellington Construction, Inc., in the amount of \$512,468.78.*

This Matter was Approved as Recommended on the Consent Agenda.

980738 **Source Reduction and Recycled-Content Procurement Policy**

RECOMMENDATION *The City Commission adopt the Source Reduction and Recycling Procurement Policy.*

This Matter was Approved as Recommended on the Consent Agenda.

980739 Granting of Ingress and Egress Easement

RECOMMENDATION *The City Commission: 1) approve the granting of the Ingress and Egress Easement; 2) authorize the Mayor and Clerk of the Commission to sign the easement document subject to approval by the City Attorney as to form and legality; and 3) direct the Clerk to return the signed easement document to the Public Works Department for forwarding to the closing agent.*

This Matter was Approved as Recommended on the Consent Agenda.

980740 Annual Services Contract for Professional Engineering Services

RECOMMENDATION *The City Commission: 1) accept the selection of the four qualified engineering firms in the order of ranking; 2) authorize the City Manager to initiate contract negotiations for professional engineering services in accordance with the Consultants' Competitive Negotiations Act (CCNA); and 3) authorize the City Manager, or his designee, upon successful contract negotiations, to execute the contract, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

980682 Contract for Office Products (B)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a three-year contract for a strategic alliance with Office Depot for office products in an amount not to exceed budgeted amounts.*

This Matter was Approved as Recommended on the Consent Agenda.

980749 Purchase of a Right-of-Way Tractor (B)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Cobb County Tractor Company, Inc. for the purchase*

of one Right-of-Way Tractor in an amount not to exceed \$35,665.

This Matter was Approved as Recommended on the Consent Agenda.

980750 Automated Plat Design for Electric and Gas Distribution Systems (NB)

RECOMMENDATION *The City Commission authorize: 1) the General Manager or his designee to negotiate and execute a Master Agreement including a license agreement and a support and maintenance agreement with ConnexT, Inc. for licensing of a software package that assists utility engineers in designing and evaluating underground distribution networks, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of a purchase order for the purchase of the two (2) licenses and implementation services in an amount not to exceed \$57,000.00.*

This Matter was Approved as Recommended on the Consent Agenda.

980751 Contract for Maintenance of Communications Equipment (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute an Amendment to the contract with Motorola, Inc., for the repair and maintenance of communications equipment for Fiscal Year 1999, subject to the approval of the City Attorney; and, 2) approve the issuance of purchase orders to Motorola, Inc., and their local authorized repair facility, Tri-Co Communications, Inc., in amounts not exceeding \$215,000 (\$75,000 for GRU and \$142,000 for General Government).*

This Matter was Approved as Recommended on the Consent Agenda.

980752 Partial Release of Easement to Jennings (NB)

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utilities easement to Bruce E. Jennings and Valerie Aslakson-Jennings; and 2) authorize the Mayor and Clerk of the Commission to execute a Partial Release of Easement instrument, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

980766 Proposed Lease In Lease Out Transaction - Investments in Escrow (NB)

RECOMMENDATION *That the City Attorney be authorized to prepare and the Clerk to advertise an ordinance authorizing the investment by the City in certain investment vehicles necessary to the closing of the lease in-lease out (LILO) of portions of Deerhaven Units 1 and 2 as previously authorized by the City Commission on September 14, 1998, in agenda item number 980502. Such investment vehicles will consist of "payment agreements" between the City and one or more insurance companies or other financial institutions, or affiliates or subsidiaries thereof (each, an "agreement provider"), pursuant to which the agreement provider will agree to repay to (or at the direction of) the City, at times and in amounts to be agreed upon by the City and the agreement provider, the amount invested by the City pursuant thereto, together with interest thereon at a rate or rates to be agreed upon by the City and such agreement provider, without any right of set off.*

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

980736 Changes to Election Code

RECOMMENDATION *The City Commission authorize the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance removing outdated language and precinct information from Chapter 9 of the Code of Ordinances, relating to elections.*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

Personnel & Organizational Structure Comm, Consent

980741 Transportation Planning Analyst

RECOMMENDATION *Personnel & Organizational Structure Committee recommend the City Commission approve changing Bicycle/Pedestrian Coordinator position, professional pay grade 41 (\$26,913-\$39,832) to Transportation Planning Analyst, professional pay grade 45 (\$32,713-\$48,415 in the Occupational Index and add/deleting of same position title in*

the Traffic Engineering Division of the Public Works Department.

This Matter was Approved as Recommended on the Consent Agenda.

Public Safety Committee, Consent

Audit & Finance Committee, Consent

Legislative Committee, Consent

Regional Utilities Committee, Consent

Clerk of the Commission, Consent Agenda Items

980763 City Commission Minutes of October 26, 1998

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

This Matter was Approved as Recommended on the Consent Agenda.

Advisory Boards Consent

980742 Gainesville/Alachua County Cultural Affairs Board By-law Revisions

RECOMMENDATION *The Gainesville City Commission approve the revisions in the Gainesville/Alachua County Cultural Affairs Board by-laws.*

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. 980782 - New Proclamation Submitted; 2) File No. 980783 -New Proclamation; and 3) Consider File No. 980748 after Citizen Comment

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

Robert Pearce - Landlord License (NB)

Citizen Robert Pearce informed the Commission of an apparent flaw in the Landlord License Ordinance.

The Commission referred the issue to Staff.

Rev. Tim Keyes - Speed Humps (NB)

Citizen Rev. Tim Keyes shared a concern regarding speed humps installed in the Duckpond Neighborhood and proposed to be installed on NE 9th Street for traffic calming. His concern was that emergency vehicles would be severely restricted by slowing down for speed humps.

Frederick Peterkin - Speed Humps (NB)

Citizen Frederick Peterkin stated he was in opposition to the use of speed humps and tables as traffic calming devices. He stated that the speed humps and tables decrease the response time of emergency vehicles.

Fire/Rescue Department Chief Richard Williams informed the Commission of a 5 minute response times in the neighborhoods containing speed humps on the streets.

Mark Sexton - Hippodrome Halloween Party (NB)

Hippodrome Executive Director Mark Sexton gave the Commission a report on the Halloween Party at the Sun Center.

980784 Gainesville Baby Gators Funding

RECOMMENDATION *The City Commission refer the funding request of \$3,000.00 to staff.*

A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the City Manager, due back on May 9, 1999. The motion carried unanimously.

980785 Terry Bills - Stephen Foster School Resource Officer

Chair P. DeLaney recognized Citizen Cynthia Kimbrall who spoke to the matter.

RECOMMENDATION *The City Commission refer the issue of the transfer of the Stephen Foster School Resource Officer to the City Manager for a report back to the City Commission.*

A motion was made by Commissioner Jennings, seconded by Commissioner Calkins, that this matter be Referred to the City Manager, due back on May 9, 1999. The motion carried unanimously.

City Commission Comment (If time available)

Charter Officer Updates

Clerk of the Commission

General Manager for Utilities

980748 Sponsorship of Gainesville Sun's Celebrate 2000 (B)

Gainesville Sun Publisher John Fitzwater and Gainesville Regional Utilities Communications Director Kathy Viehe gave presentations.

ADDITIONAL: Commissioner Jennings moved and Commissioner Hanrahan seconded to refer to the City Manager to pursue any opportunities for general government to participate (Vote 5-0).

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a contract with the Gainesville Sun for sponsorship of "Celebrate 2000" at a cost not to exceed \$60,000, subject to the approval of the City Attorney as to form and legality.*

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

City Manager

980743 Agenda Update on November 12, 1998 Metropolitan Transportation Planning Organization (MTPO) Meeting

Public Works Director Teresa Scott gave a presentation.

RECOMMENDATION *The City Commission hear an update from staff on the agenda for the November 12, 1998 MTPO meeting.*

This matter was Placed on File

980744 Mosquito Control Program

City Entomologist Kellie Etherson gave a presentation.

Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Mara Brady and Frances Lane who spoke to the matter.

RECOMMENDATION *The City Commission be made aware that the Committee reviewed the existing mosquito control program and believes it to be an appropriate program with policies in place for no spraying for chemically sensitive persons.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Works Committee, due back on May 9, 1999. The motion carried unanimously.

980745 Time Limit on Boarded Residential Buildings

Code Enforcement Manager Lisa Koehler gave a presentation.

Chair P. DeLaney recognized Citizen Frederick Veterquist who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a brief presentation from staff; and 2) authorize the City Attorney to draft an ordinance amending the Dangerous Building and Hazardous Lands and Housing Codes, and the Clerk of the Commission to advertise the ordinance change.*

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

980746 Update on Alachua County and City of Gainesville Joint Planning

Planning Manager Ralph Hilliard and City Plan Board Chair John Barrow gave presentations.

MOTION: City Commission supports going forward with joint planning and suggest discussions with the Alachua County Commissioners; and further, transmit this information, Rusk Presentation, Information from Warren Nielsen and any other appropriate resources to all involved in the process.

RECOMMENDATION *The City Commission hear an update on joint planning.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Referred to the City Manager, due back on May 9, 1999. The motion carried unanimously.

980747 Interlocal Agreement for the North Central Florida Regional Hazardous Materials Team; and Hazardous Materials Cost Recovery Ordinance.

Gainesville Fire/Rescue Department Chief Richard Williams gave a presentation.

RECOMMENDATION *The City Commission: 1) approve and authorize the Mayor to sign the proposed interlocal agreement; and, 2) authorize the City Attorney to draft and the City Clerk to advertise the cost recovery ordinance.*

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

980761 General Employees Pension Plan - Limited Participant Re-entry, Cash-Out, or Transfer Options

City Manager Wayne Bowers gave a presentation.

Chair P. DeLaney recognized Communication Workers of America Local No. 3170 President Tom Boldoc and Member Mike Fettes and Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive the statement of actuarial impact; 2) authorize the City Attorney to draft the necessary ordinance revisions to: a) allow all limited participants in the General Pension Plan an option to rejoin the Plan and once again earn eligible service in lieu of receiving employer contributions into a defined contribution or deferred compensation plan; b) allow the limited participants an option to "buy back" at accrued actuarial value prior service in the employ of the City but not in the Plan; c) allow limited participants to receive a lump sum pay out of the actuarial present value of accrued benefits in the General Pension Plan or to transfer these benefits to a 401A plan or IRA; and, 3) instruct the Clerk of the Commission to advertise the ordinance revisions.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Postponed for November 23, 1998. The motion carried unanimously.

980762 Appointment to Board of Trustees of the Consolidated Police Officers and Firefighters Retirement Plan

City Manager Wayne Bowers gave a presentation.

Chair P. DeLaney recognized CBOT Member Jeff Bram who spoke to the matter.

RECOMMENDATION *The City Commission review the results of the survey and discuss the appointment to fill the vacancy on the Consolidated Retirement Plan Board. The City Manager*

*recommends the appointment of the Director of
Administrative Services to fill this vacancy.*

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

General Manager for Utilities

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Advisory Boards/Committees (Appointments/Reports)

Outside Agencies

Members of the City Commission

Commission Comments

Recess Until 6:00 PM

Pledge of Allegiance

Proclamations/Special Recognitions

980706 Teenworks Horizon/New Pathways School Days (B)

RECOMMENDATION *Teenworks Program Coordinator Melinda Anderson to accept the proclamation.*

This matter was Placed on File

980707 Circle K Club, University of Florida Day - November 9, 1998

RECOMMENDATION *Circle K Club Vice President Ann Mella to accept the proclamation.*

This matter was Placed on File

980764 Geography Awareness Week - November 15-18, 1998

RECOMMENDATION *UF Department of Geography Chair Caesar Caviedes and Associate Professor Ary Lamme to accept the proclamation.*

This matter was Placed on File

980765 Adoption Awareness Month - November 1998

RECOMMENDATION *Greater Bethel AME Pastor Rev. David W. Green to accept the proclamation.*

This matter was Placed on File

980782 Gainesville Recycle Day

RECOMMENDATION *Recycling Coordinator Gina Hawkins to accept the proclamation.*

This matter was Placed on File

980783 WUFT Day

RECOMMENDATION *WUFT General Manager Rick Lehner to accept the proclamation.*

This matter was Placed on File

Public Hearings

960610 University of Florida Campus Development Agreement - Item No. 960610

City Manager Wayne Bowers gave a presentation.

Chair P. DeLaney opened the public hearing.

Chair P. DeLaney closed the public hearing.

Chair P. DeLaney announced the second public hearing.

RECOMMENDATION *As required by Florida Statutes, the City Commission: 1) hold a public hearing on the Campus Development Agreement; and 2) announce that a second public hearing on this item will be held on November 23, 1998, after 6:00 PM, in the City Commission Auditorium, City Hall, 200 East University Avenue, Gainesville, Florida.*

This matter was Placed on File

980767 Proposed Settlement of Lawsuit Styled Kelly M. DeRasmo v. City of Gainesville, Florida, a municipal corporation; U. S. District Court; Case No.: 1:97cv118-MMP

City Attorney Marion J. Radson and Special Counsel Tom Gonzales gave presentations.

Chair P. DeLaney opened the public hearing.

Chair P. DeLaney closed the public hearing.

RECOMMENDATION *The City Commission: 1) hold a public hearing; 2) approve the terms of the settlement; and 3) authorize the City Manager and the City Attorney to settle the case.*

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

Ordinances - 1st Readings- ROLL CALL REQUIRED

980274 Ordinance No. 0-98-77; Petition 154TCH-98PB

An ordinance of the City of Gainesville, Florida; amending Chapter 30 of the Code of Ordinances relating to the procedures and hearings on the adoption or

amendments to the City of Gainesville Comprehensive Plan, the Land Development Code, including land use changes, rezonings, and other development orders; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Community Development Director Tom Saunders gave a presentation.

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter,

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

980557 Ordinance No. 0-98-105

An ordinance relating to Electricity; amending Chapter 27, by amending sections 27-21, 27-24 through 27-26, 27-34 and 27-35, creating section 27-36, and amending Appendix A section Utilities 91), subsections m.1 through m.3, subsections n.1 through n.3, subsections o and p., and section utilities (6), subsection b.5 of the Gainesville Code of Ordinances by revising definitions; revising terms and conditions for electric underground service; revising rates and charges for temporary service and for public and rental light service; providing for a repealing clause; providing for a severability clause; and, providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

980689 Ordinance No. 0-99-06

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally bounded on the West by Morningside Nature Center and the Gainesville City Limits and on the North by the existing Gainesville City Limits (N.E. 39th Avenue), on the East by a line extending directly south from NE 39th Avenue to Lakeshore Drive, and on the South by Hawthorne Road and Lakeshore Drive; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the

Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

Strategic Planner Heidi Lannon gave a presentation.

AMENDMENT: Add the following wording to page 2: In order to insure an efficient transition of law enforcement services, the City intends to enter into a supplemental law enforcement contract with the Alachua County Sheriff. This contract would provide payments to the Sheriff in exchange for law enforcement services within the annexed area during the first three years following the date of annexation.

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

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

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

980734

Ordinance No. 0-99-07

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally bounded on the West by I-75, on the North by NW 39th Avenue and the existing Gainesville city limits, on the East by NW 43rd Street and NW 55th Street and on the South by Newberry Road and North Florida Regional Medical Center; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

Strategic Planner Heidi Lannon gave a presentation.

AMENDMENT: Add the following wording to page two: In order to insure an efficient transition of law enforcement services, the City intends to enter into a supplemental law enforcement contract with the Alachua County Sheriff. This contract would provide payments to the Sheriff in exchange for law enforcement services within the annexed area during the first three years following the date of annexation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

980705

Ordinance No. 0-99-05

An Ordinance of the City of Gainesville, Florida, imposing a temporary moratorium on the issuance of any permits, development orders or any other official action of the City of Gainesville having the effect of permitting the construction or erection of any structure, including telecommunication towers, located in that certain area within the City of Gainesville, as more specifically defined in the Ordinance; providing a procedure for extraordinary hardship; providing a severability clause; and providing an immediate effective date.

Airport Director Gene Clerkin and City Attorney Marion J. Radson gave presentations.

Chair P. DeLaney recognized PCR Representative Keith Baucom who spoke to the matter.

ADDITIONAL MOTION: Commissioner Jennings moved and Commissioner Calkins seconded to refer recommendations suggested by PCR Representative Beacum to staff for an amendment on 2nd reading (Vote 5-0).

RECOMMENDATION *The City Commission hear a presentation and adopt the proposed ordinance.*

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

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

980708

Ordinance No. 0-98-110

An ordinance of the City of Gainesville, Florida, finding that property at 719 NE 1st Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980709 Ordinance No. 0-98-111

An ordinance of the City of Gainesville, Florida, finding that property at 234 NW 7th Avenue, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980710 Ordinance No. 0-98-112

An ordinance of the City of Gainesville, Florida, finding that property at 510 NW 4th Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980711 Ordinance No. 0-98-113

An ordinance of the City of Gainesville, Florida, finding that property at 415

NW 5th Avenue, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980712 Ordinance No. 0-98-114

An ordinance of the City of Gainesville, Florida, finding that property at 524 NW 4th Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980713 Ordinance No. 0-98-115

An ordinance of the City of Gainesville, Florida, finding that property at 612 NW 3rd Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the

City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980722

Ordinance No. 0-99-08

An ordinance of the City of Gainesville, Florida, finding that property at 732 NW 4th Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

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

980723

Ordinance No. 0-99-09

An ordinance of the City of Gainesville, Florida, finding that property at 319 NE 6th Avenue, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 1999, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for*

Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.

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

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

Ordinances - 2nd Readings- ROLL CALL REQUIRED

980104

Ordinance No. 0-98-79, Petition No. 103LUC98PB

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by overlaying the Planned Use District Category over certain property with the future land use category of "Single Family (up to 8 units per acre)"; located in the vicinity of the 5900 block of N.W. 1st Place, north side; 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 Jennings, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

980213

Ordinance No. 0-98-89, Petition No. 117PDV-98PB

An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-1: 3.5 units/acre single-family residential district" to "Planned Development District"; located in the vicinity of the 5900 block of Northwest First Place, north side and commonly known as Naylor Publications, Inc.; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980273 Ordinance No. 0-98-106; Petition No. 142TCH-98PB

An ordinance of the City of Gainesville, Florida, amending sections 30-61 (BUS district), 30-62 (BA district), 30-64 (MU-1 district), 30-65 (MU-62 district) and 30-66 (CCD district) to add silk screening on cloth (SIC codes IN-2261 and IN-2262) as uses permitted by right, 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 Mayor-Commissioner Pro Tem Hanrahan, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

980528 Ordinance No. 0-98-108

An ordinance of the City of Gainesville, Florida, amending section 6-34 relating to adoption of the National Electrical Code, adopting the 1996 edition of the National Electrical Code; 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 Jennings, 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: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980566 Ordinance No. O-98-104

An ordinance amending Appendix A of the Gainesville Code of Ordinances by amending subsection Utilities (3)g.3. by revising rates and charges for University of Florida Water Service; Providing for a repealing clause; providing for a severability clause; and, providing a retroactive effective date in accordance with the schedule provided herein

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, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Resolutions- ROLL CALL REQUIRED

970733 Legislative Matter No. 970733. Petition 196SUB-97 DB. Final replat approval of a portion of Cedar Grove Unit Two, to be known as Cedar Grove Unit Two Replat, Phase II.

ADDITIONAL MOTION: Ask staff to add sidewalk in public easement and bring back to the City Commission for consideration (Vote 5-0).

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *Planning Division to City Commission - The City Commission adopt a resolution approving the replat of a portion of "Cedar Grove Unit Two" to be known as the "Cedar Grove Unit Two Replat, Phase II", located in the vicinity of N.E. 12th Avenue and N.E. 22nd Street; and providing an immediate effective date.*

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

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

980753 A Resolution of the City Commission for the Temporary Closing of State Road 26 for the 1998 Historic Holidays Festival of Lights on December 5, 1998.

RECOMMENDATION *The City Commission adopt the proposed resolution, which requests the temporary closing of a left turn lane on a state road for the 1998 Historic Holidays Festival of Lights, providing an immediate effective date.*

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

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

Plan Board Petitions

980582 Legislative Matter No. 980582. Petition 191TCH-98PB. Amend Section 30-112 of the City of Gainesville Land Development Code, to allow an emergency issuance of Certificates of Appropriateness.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 191TCH-98 PB. Plan Board vote 7-0.*

Staff to Plan Board - Approve

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

980584 **Legislative Matter No. 980584. Petition 196TCH-98PB, City Plan Board. Amend Sections 30-331 and 30-332 of the City of Gainesville Land Development Code to create motorcycle parking requirements and standards.**

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 196TCH-98 PB. Plan Board vote 7-0*

Staff to Plan Board - Approve

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

Development Review Board Petitions

Scheduled Evening Agenda Items

Unfinished Business

Commission Comment

C/Hanrahan - Referral List (NB)

Commissioner Hanrahan asked that the City Commission Outstanding Referral List be provided on a regular basis.

C/Hanrahan - Bicycle Racks (NB)

Commissioner Hanrahan referred to staff to provide information if pvc pipe was the only material that can be used for bike racks.

C/Jennings - At-Large Commission Seat (NB)

Commissioner Jennings asked if he could run for the at-large commission seat at the end of his district 1 term.

The City Attorney informed the Commissioner that he could not.

Mayor P. DeLaney - Recreation Meeting Update (NB)

Chair P. DeLaney gave a brief update of her recreation meeting with concerned citizens on Friday, November 6, 1998.

Mayor P. DeLaney - GSOC Letter (NB)

Chair P. DeLaney refer a funding request letter from the Gainesville Sports Organizing Committee to the City Manager.

C/Hanrahan - Arts Festival & Plaza Jazz Event (NB)

Commissioner Hanrahan praised all involved in the Art Festival and the Plaza Jazz Event for a job well done.

Citizen Comment

Frederick Peterkin - Comments on Waldo Road Development (NB)

Rev. Tim Keyes - Trader Tom's Agreement (NB)

Citizen Rev. Tim Keyes asked for the progress made to comply with codes at Trader Tom's.

The City Attorney stated that the landscape document had not been received by the City.

980788 Rev. Tim Keyes - UF Homecoming Parade

MOTION: Referred to staff to consider some type of community parade.

RECOMMENDATION *The City Commission hear comments regarding the reduction of the number of participants in the University of Florida Homecoming Parade.*

A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the City Manager, due back on May 9, 1999. The motion carried unanimously.

Adjournment - 9:00pm

Kurt M. Lannon, Clerk of the Commission