

City of Gainesville

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



Meeting Minutes

Monday, August 27, 2007

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Rick Bryant (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Ed Braddy (District 2)
Commissioner Jack Donovan (District 3)
Commissioner Craig Lowe (District 4)*

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER - 1:04 PM

ROLL CALL

Present: Edward Braddy, Pegeen Hanrahan, Rick Bryant, Craig Lowe, Jack Donovan, Jeanna Mastrodicasa and Scherwin Henry

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

Commissioner Bryant moved and Commissioner Lowe seconded to adopt the Consent Agenda with the following modifications:

(VOTE: 6-0, Commissioner Henry - Absent, MOTION CARRIED)

MODIFICATIONS:

1. File #061214 Photovoltaic Policies - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).

2. File #050298 - Update on Informal Negotiations for Modification of Urban Reserve Area - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).

CITY MANAGER, CONSENT AGENDA ITEMS

070270.

Fiscal Year 2007 and 2008 City Commission Strategic Goals and Objectives - Status Update (B)

This item provides a progress update on the City Commission's adopted goals and objectives for Fiscal Year 2007 and 2008.

RECOMMENDATION

The City Commission receive a report from the City Manager on the current progress towards the City Commission Strategic Goals for FY 2007 and 2008.

This Matter was Approved as Recommended on the Consent Agenda.

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070279.

Wireless Services for the Gainesville Police Department's Laptops - Request for Purchase Order to T-Mobile of Jacksonville, Florida (NB)

This item requests the City Commission to authorize the issuance of a Purchase Order for recurring high speed wireless service.

RECOMMENDATION

Recommended Motion: The City Commission authorizes the City Manager to execute a Purchase Order to T-Mobile, Inc. Jacksonville, Florida, a specified source, in an amount not to exceed \$54,360.90 for recurring wireless service expenses.

Alternative Recommendation A: The City Commission authorizes less than \$54,360.90 for wireless service, with the understanding that this will drastically limit the police department's ability to communicate with the Records Management System.

Alternative Recommendation B: The City Commission denies funding.

This Matter was Approved as Recommended on the Consent Agenda.

070280.**Staffing for Adequate Fire and Emergency Response (SAFER) Firefighter Grant Program (NB)**

This item requests that the City Commission authorize an application for the 2007 Federal SAFER Grant Program for firefighter staffing funds.

RECOMMENDATION

The City Commission authorize the City Manager to: 1) apply to the US Department of Homeland Security for the SAFER Grant Program; and, if awarded: 2) accept the award; 3) approve the required payment process for expending the grant funds; and 4) allocate the required cash match.

Alternative Recommendation A: The City not apply for the SAFER Grant Program. The fiscal impact would be that the City meet the full financial burden of any firefighter positions required for Station 8.

This Matter was Approved as Recommended on the Consent Agenda.

070283.**First Amendment to Contract with Precision Transmission, Inc. for ZF Transmission Repair and/or Rebuild Service (B)**

This item involves an amendment to the contract between the City of Gainesville Regional Transit System (RTS) and Precision Transmission, Inc. for the Repair and/or Rebuild of ZF Transmissions.

RECOMMENDATION

The City Commission: 1) approve the First Amendment to the Contract with Precision Transmission, Inc. for ZF

Transmission Repair and/or Rebuild Service; and 2) authorize the City Manager or designee to execute the Amendment.

This Matter was Approved as Recommended on the Consent Agenda.

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070284.

Grant Application for Trails and Recreation Facilities (NB)

This Item requests the City Commission to authorize staff to submit a grant application to the Florida Department of Environmental Protection, Florida Recreation Development Program for recreational facilities at the Duval Stormwater Park.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to apply to the State of Florida, Department of Environmental Protection, Florida Recreation Development Assistant program for \$200,000 in grant funds for the recreational facilities at the Duval Neighborhood Stormwater Park; and 2) authorize the City Manager to execute all documents associated with this grant, if awarded, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation

The City Commission decline the opportunity to apply for and receive grant funds from the Florida Recreational Development Assistance Program for this project.

This Matter was Approved as Recommended on the Consent Agenda.

070286.

First Extension to the Contracts for Annual Plant Mix Concrete Services for FY 2008 (B)

This item involves an extension to the contracts for annual plant mix concrete services with APAC - Southeast, Inc., John C. Hipp Construction Equipment Company and V.E. Whitehurst & Sons, Inc.

RECOMMENDATION

Recommended Motion: The City Commission authorize the City Manager to execute the First Extensions to the contracts with APAC - Southeast, Inc., John C. Hipp Construction Equipment Company and V.E. Whitehurst & Sons, Inc., for annual plant mix concrete services, extending the termination dates of the contracts from October 1, 2007 to September 30, 2008, subject to final appropriation of funds for FY2008.

Alternative Recommendation A: The City Commission reject the recommendation for the first extensions and direct the City Manager to secure the services of individual vendors on

a project-by-project basis. This would result in project delays and additional administrative costs for both projects and routine tasks that require these services.

This Matter was Approved as Recommended on the Consent Agenda.

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070293.

Referral of Development of a Transportation Improvement Priority Plan to the Recreation, Cultural Affairs, and Public Works Committee (NB)

This item involves a request to refer the development of a transportation improvement priority plan to the Recreation, Cultural Affairs, and Public Works Committee (Committee).

RECOMMENDATION *The City Commission refer the development of a transportation improvement priority plan to the Recreation, Cultural Affairs, and Public Works Committee.*

This Matter was Approved as Recommended on the Consent Agenda.

070329.

Authorization to Purchase Lot 36 of the Pine Ridge Subdivision (NB)

This item involves the authorization to purchase Lot 36 of the Pine Ridge Subdivision from the estate of George Quinn, Jr., for the Northeast 19th Terrace Renovation Project.

RECOMMENDATION *Recommended Motion: The City Commission: 1) approve the acquisition of Lot 36 of the Pine Ridge Subdivision from the estate of George Quinn, Jr., for \$30,000.*

Alternative Recommendation: The City Commission deny the request and end work on the Northeast 19th Terrace Renovation Project.

This Matter was Approved as Recommended on the Consent Agenda.

070333.

Annexation of Parcel Number 06798-007-000 (B)

This is the submission of petition for voluntary annexation for the above referenced parcel number, which is located in the vicinity of SW 24th Avenue, Windmeadows Boulevard, SW 33rd Place and the vicinity of Interstate 75.

RECOMMENDATION *The City Commission: 1) receive the petition for annexation*

and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070334.

Annexation of Parcel Number 06810-002-002 (B)

This is the submission of petition for voluntary annexation for the above referenced parcel number, which is located in the vicinity of Windmeadows Boulevard, SW 35th Boulevard, SW Archer Road and the vicinity of Interstate 75 in the area commonly know as Butler Plaza.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070336.

Annexation of Parcel Numbers 06798-000-000, 06810-002-004, 06810-002-005, 06810-002-006, and 06810-003-004 (B)

This is the submission of petition for voluntary annexation for the above referenced parcel numbers, which are located in the vicinity of SW 24th Avenue, SW 34th Street, SW Archer Road and Interstate 75.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City

Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070337.

Annexation of Parcel Number 06798-002-001 (B)

This is the submission of petition for voluntary annexation for the above referenced parcel number, which is located in the vicinity of SW 24th Avenue, SW 34th Street, SW 33rd Place and SW 42nd Street.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070338.

Annexation of Parcel Numbers 06801-000-000, 06801-005-000, and 06798-005-000 (B)

This is the submission of petition for voluntary annexation for the above referenced parcel numbers, which are located in the vicinity of SW 24th Avenue, SW 34th Street, SW 33rd Place and SW 42nd Street.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070339.

Annexation of Florida Department of Transportation (FDOT) Roadway (B)

This is the submission of petition for voluntary annexation for the section of SW 34th Street that is located between SW 19th Avenue and SW Archer Road.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070340.

Annexation of S. Clark Butler Properties Land Trust Parcels (B)

This is the submission of petition for voluntary annexation for parcels which are located in the vicinity of SW 24th Avenue, SW 34th Street, SW Archer Road and Interstate 75, commonly referred to as Butler Plaza.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Alternative Recommendation: The City Commission deny acceptance of the petition.

This Matter was Approved as Recommended on the Consent Agenda.

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070341.

Annexation of City-owned Property in the Vicinity of SW 24th Avenue (B)

This is the submission of a petition for voluntary annexation of City-owned land in the area of SW 24th Avenue, Windmeadows Boulevard and SW 43rd Street.

RECOMMENDATION

The City Commission: 1) authorize the Mayor, as agent for the City, to sign the petition for voluntary annexation; 2) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agent; 3) direct the City Manager to analyze the area; and 4) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area.

This Matter was Approved as Recommended on the Consent Agenda.

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GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**070348.****Replacement HVAC System (B)**

Staff recommends procuring replacement HVAC systems for the Murphree Water Treatment Plant and Deerhaven Generating Station.

RECOMMENDATION

The City Commission approve the issuance of a purchase order to Crystal Air & Water, Inc. for replacement HVAC systems for the Murphree Water Treatment Plant and Deerhaven Generating Station in the amount of \$93,413.

This Matter was Approved as Recommended on the Consent Agenda.

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070349.**On-Site Emergency Generator Equipment and Service Provider Contract-AttenGen (B)**

Staff recommends establishing a contract with Ring Power Corporation for stand-by and emergency backup generation equipment and services.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or her designee, to execute a two year contract [WJS1] with Ring Power Corporation for stand-by and emergency backup generation equipment and services, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders for this equipment and services to Ring Power Corporation in amounts not to exceed budgeted amounts for each year of the contract, subject to the final appropriation of funds for each year of the contract.

This Matter was Approved as Recommended on the Consent Agenda.

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070350. **Annual Contract for Herbicides (B)**

Staff recommends approval of a contract with Helena Chemical Company for herbicides.

RECOMMENDATION *The City Commission: 1) authorize the General Manager or her designee to execute a three-year contract with Helena Chemical Company for herbicides, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders in amounts not to exceed \$50,000 per year, subject to the final appropriation of funds for each year of the contract.*

This Matter was Approved as Recommended on the Consent Agenda.

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070351. **Purchase of Property for Electric Facilities (B)**

Staff is requesting approval of the purchase of approximately a one acre parcel of property located in the 1900 block of NW 53rd Avenue from the United Brotherhood of Carpenters, Local 75 for the future construction of a Power Delivery System.

RECOMMENDATION *The City Commission: 1) approve the Purchase and Sale Agreement for the purchase of property located in the 1900 block of NW 53rd Avenue from the Trustees of the United Brotherhood of Carpenters, Local 75, in an amount not to exceed \$130,000.00 plus closing costs, as negotiated by staff; and 2) authorize the General Manager, or her designee, to execute all documents necessary to complete the purchase of the property in accordance with the Purchase and Sale Agreement, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

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CITY ATTORNEY, CONSENT AGENDA ITEMS**CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS****070358.** **City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of August 13, 2007, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

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070290.

Advisory Board/Committee Appointments to the Gainesville Energy Advisory Committee (NB)

RECOMMENDATION *The City Commission appoint Aaron T. Dossey and Michael H. Ramsey to the Gainesville Energy Advisory Committee for terms to expire September 30, 2010.*

*Commissioner Braddy: Dossey and Readvertise
Commissioner Bryant: Dossey and Ramsey
Commissioner Donovan: Dossey and Ramsey
Commissioner Henry: Dossey and Ramsey
Commissioner Lowe: Dossey and Mezzell
Commissioner Mastrodicasa: Dossey and Ramsey
Mayor Hanrahan: Dossey and Mezzell*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Mayor-Commissioner Pro Tem Bryant, seconded by Commissioner Lowe, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Scherwin Henry

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

COMMUNITY DEVELOPMENT COMMITTEE, CONSENT

REGIONAL UTILITIES COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

*Mayor-Commissioner Pro Tem Bryant moved and Commissioner Lowe seconded to adopt the Regular Agenda with the following modifications.
(VOTE: 6-0, Commissioner Henry, Absent, MOTION CARRIED)*

MODIFICATIONS:

- 1. File #070352 Status Report on Maximum Energy Efficiency - (Remove 2nd recommendation and waive the rules to hear this item first after adoption of the Agenda).*
- 2. File #070196 - Historic Preservation Board Appeal - (New recommendation to continue to a later date).*

WAIVER OF RULES

The rules were waived without objection to hear File #070352 first on the agenda.

070352.

Status Report on Maximum Energy Efficiency (B)

The City Commission directed staff to achieve maximum energy efficiency. As part of this directive, staff was also asked to provide quarterly updates on progress.

GRU Utility Analyst David Barclay, Energy Business Services Account Representative Bill Shepherd, and Ed Regan gave presentations.

MOTION (REFERRAL): Refer the Sundance Summit Report to the Regional Utilities Committee and include the CO2 Baseline Process Report for discussion and a report back.

RECOMMENDATION

The City Commission hear a presentation regarding third quarter results of efforts to achieve maximum energy efficiency.

CLERK'S NOTE: It is anticipated that the City Commission will waive the Rules to hear this item at this time.

A motion was made by Commissioner Braddy, seconded by Commissioner Lowe, that this matter be Referred to the Regional Utilities Committee, due back on February 27, 2008. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Scherwin Henry

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070196.

Appeal of Denial by Historic Preservation Board of Certificate of Appropriateness for Demolition of 1102 Southwest 6th Avenue, 1116 Southwest 6th Avenue, and the garage behind 1101 Southwest 5th Avenue. The proposal includes replacing the historic structures with structures ranging in height from three to four stories. (NB)

NEW RECOMMENDATION (MOTION): At the request of the appellant and City staff, send this item back to a regular scheduled meeting of the Historic Preservation Board for further consideration and continue this appeal until such time as the Historic Preservation Board has heard the item.

RECOMMENDATION

The City Commission: 1) hear the appeal; and 2) affirm, amend, or reverse the historic preservation board's decision.

Historic Preservation Board to City Commission-affirm the Historic Preservation Board's decision

Staff to Historic Preservation Board-Approve the COA with conditions

CLERK'S NOTE: It is anticipated that the City Commission will waive the Rules to hear this item at this time.

A motion was made by Mayor-Commissioner Pro Tem Bryant, seconded by Commissioner Braddy, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Scherwin Henry

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CHARTER OFFICER UPDATES**CLERK OF THE COMMISSION****CITY MANAGER**

070275.**Proposed Lease for the One-Stop Assistance Center for the Homeless at 3335 N. Main Terrace (B)**

On April 13, 2006, at a joint meeting of the City and County Commissions, funding was approved for a One-Stop Assistance Center for the Homeless. On March 26, 2007, the City Commission selected the site at 3335 N. Main Terrace for the One-Stop Assistance Center for the Homeless. The proposed lease for the property is presented for consideration by the City Commission.

Assistant City Manager Lee Ann Lowery gave a presentation.

Chair Hanrahan recognized Mark Hurm, Joel Calvani, Rose Marie Watson, Ken McGurn, Jamie Swick, Jay Anneaux, Brian Peddie, Linda McGurn, Penny Salisbury, Grant Thrall, Jack Hughes, Jeff McAdams, Rob Brinkman, Mark Stubbs, David Chayes, Steve Carson, Mike Mocan, Richard Allen, Emily Browne, John Skelly, Anna Snitchler, Pat Fitzpatrick, Billy Scheel, Russ Donda, Kent Vann and Mary Anderson.

NOTE: Commissioner Henry entered the meeting room at 1:40 PM.

ADDITIONAL MOTION (REFERRAL): Mayor-Commissioner Pro Tem Bryant moved and Commissioner Braddy seconded to direct the City Manager to identify funding for security at the new One Stop Center at 3335 N. Main Terrace.

(VOTE: 7-0, MOTION CARRIED)

See following referral item #070398.

RECOMMENDATION*Recommended Motion*

Approve the Lease Agreement and Option to Purchase between the City of Gainesville and Rajae & Pourzadeh, LLC for 3335 N. Main Terrace for the One-Stop Assistance Center for the Homeless, in substantially the same form as attached, and subject to final approval of the City Attorney.

Approve reallocation of non-programmed CDBG funding in the amount of \$70,000 for capital improvements at the One-Stop Assistance Center. Approve use of general revenue funding that will not be needed for FY 07/08 operating expenses for the One-Stop Assistance Center for capital improvements if needed.

Alternative Motion

Do not approve the Lease Agreement and Option to Purchase between the City of Gainesville and Rajae & Pourzadeh, LLC for 3335 N. Main Terrace.

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

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe and Pegeen Hanrahan
Nay: Edward Braddy and Rick Bryant

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070398.

Security for the One Stop Center at 3335 N. Main Terrace (NB)

RECOMMENDATION *The City Commission direct the City Manager to identify funding and a plan for security at the new One Stop Center at 3335 N. Main Terrace and bring a report back to the City Commission.*

A motion was made by Mayor-Commissioner Pro Tem Bryant, seconded by Commissioner Braddy, that this matter be Referred to the City Manager, due back on February 27, 2008. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

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GENERAL MANAGER FOR UTILITIES

061214.

Photovoltaic Policies- Proposed Energy Neutral Neighborhood- Commissioner Craig Lowe Referral (NB) - Item #061214

Photovoltaic systems are currently subsidized by incentives from GRU, the state and the federal government. Currently GRU is the only utility in the state of Florida offering a rebate for photovoltaic systems. These subsidies, combined with GRU's existing policies for rebates and dual metering appear to have resulted in an increased rate of installation of the systems, and the Regional Utilities Committee (RUC) has concluded that additional incentives are not required at this time.

Chair Hanrahan recognized Rob Brinkman who spoke to the matter.

GRU Assistant General Manager for Strategic Planning Ed Regan gave a presentation.

MOTION: 1) Approve the recommendation; 2) direct GRU staff to examine dual metering/net metering costs; and 3) consider re-installing the original meters as a short term experiment and report back to the Regional Utilities Committee.

RECOMMENDATION

follows: 1) GRU maintain existing rebate levels and dual metering policies for residential photovoltaic electric systems through FY 08; and 2) retain this item on the RUC referral list.

A motion was made by Commissioner Donovan, seconded by Commissioner Lowe, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Jack Donovan, Scherwin Henry, Craig Lowe, Rick Bryant and Peegen Hanrahan
Nay: Edward Braddy
Absent: Jeanna Mastrodicasa

Backup to RUC item #061214 Mar 19 2008.pdf

Backup for RUC item #061214 PV policies Mar 19 2008.pdf

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

060966.

Charter Officer Compensation (B)

This item deals with a referral to the Personal & Organizational (P & O) Structure Committee regarding Charter Officer Compensation.

Human Resources Director Sandy Bernard gave a presentation.

AMENDMENT: Add to the recommendation "and authorize the Mayor to execute the contract".

RECOMMENDATION

The City Commission approve adjusting the Equal Opportunity Director's salary by 15% effective July 1, 2007 and another 15% effective January 1, 2008; and direct the City Attorney to amend the Equal Opportunity Director's contract to reflect this change. Any performance increase would be in addition to this market rate adjustment and will be determined during his normal performance evaluation.

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

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry and Edward Braddy

Nay: Craig Lowe, Rick Bryant and Peegen Hanrahan

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PUBLIC SAFETY COMMITTEE

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

050298

Update on Informal Negotiations for Modification of Urban Reserve Area (B)

MOTION (REFERRAL): 1) Change the title of this referral to the "Implementation of the Countywide Visioning and Planning Committee Recommendations"; 2) refer this item back to the Community Development Committee; 3) ask for a representative of Alachua County staff to attend those meetings or at least the initial meeting (preferably Mark Hill, Assistant County Manager) to determine where Alachua County is on the Countywide Visioning and Planning Committee (CVPC); 4) authorize the Mayor to send letters to her fellow Mayors, CVPC members, and County Commissioners requesting the reconvening of the CVPC; and 5) that this item be placed as a topic on an agenda for a Joint City/County Meeting.

RECOMMENDATION *Community Development Committee to the City Commission:
Remove this item from the referral list.*

A motion was made by Commissioner Lowe, seconded by Commissioner Henry, that this matter be Approved as shown above and Referred to the Community Development Committee, due back on February 27, 2008. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Peegen Hanrahan

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070297.

Advisory Board/Committee Appointment to the Regional Transit System Advisory Board (B)

NOTE: Commissioner Braddy changed his vote to Robert B. Mezzell.

MOTION: Appoint Robert B. Mezzell to the Regional Transit Advisory Board.

RECOMMENDATION *The City Commission appoint one student government member to the Regional Transit System Advisory Board for a*

term to expire June 1, 2009.

Commissioner Braddy: Reilly

Commissioner Bryant: Mezzell

Commissioner Donovan: Mezzell

Commissioner Henry: Mezzell

Commissioner Lowe: McBee

Commissioner Mastrodicasa: McBee

Mayor Hanrahan: McBee

A motion was made by Commissioner Braddy, seconded by Commissioner Henry, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Peegen Hanrahan

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

070277.

Commissioner Jeanna Mastrodicasa - Rev. Aaron Young Avenue (NB)

RECOMMENDATION

The City Commission dual-name NW 5th Avenue as Rev. Aaron Young Avenue and authorize drafting a resolution for the September 10, 2007 agenda.

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

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Peegen Hanrahan

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070409.

Dual Naming NW 19th Lane - Christopher Neiberger Lane (B)

RECOMMENDATION

The City Commission dual-name NW 19th Lane as Christopher Neiberger Lane and authorize drafting a resolution for the September 10, 2007 agenda.

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

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Peegen Hanrahan

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COMMISSION COMMENTS (if time available)

Commissioner Scherwin Henry

Hatchett Creek Development

See following referral item #070410.

070410.

Hatchett Creek Development Referral to the City Attorney (NB)

NOTE: The City Attorney indicated that he could provide a report by mid-September.

Chair Hanrahan recognized Rob Brinkman who spoke to the matter.

RECOMMENDATION *The City Commission request that the City Attorney provide an opinion regarding the noise countours at the Hatchett Creek Development site as well as the report that Mr.Simensky provided.*

A motion was made by Commissioner Henry, seconded by Commissioner Braddy, that this matter be Referred to the City Attorney, due back on September 24, 2007. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

Commissioner Jack Donovan

- 1. Fleet Maintenance Facility.*
- 2. City Commission Meeting Rules.*

Commissioner Rick Bryant

Gainesville Housing Authority Appointment.

Commissioner Jeanna Mastrodicasa

UF - Implementation of a Common Reading Program for new students - Dean of Students Office donated copies of "Mountain Beyond Mountain" to the City Commission.

Commissioner Ed Braddy

Response to Comments.

RECESS - 5:01 PM

RECONVENE - 5:51 PM

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

070354. Pain Awareness Month - September 2007 (B)

RECOMMENDATION *University of Florida Comprehensive Center for Pain
Research Program Director Professor Robert P. Yesierski,
Ph.D. to accept the proclamation.*

Heard

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**070355. Muscular Dystrophy Association Firefighter Appreciation Month - September
2007 (B)**

RECOMMENDATION *MDA District Director Katie Curvel, Gainesville Fire Rescue
and IAFF Local 2157 to accept the proclamation.*

Heard

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CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

Jim Konish

GRU Rates

070360. Jim Konish - Citizen Comment Re: GRU Rate Structure (B)

*NOTE: This was a referral to Regional Utilities Committee at the August 13, 2007
City Commission Meeting.*

RECOMMENDATION *The City Commission hear comments from Jim Konish and
place back-up submitted on file.*

Placed on File

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RUC Rate Structure Presentation October 9 2007.pdf
Backup for GRU Rate Structure Item 070360 Oct 9.pdf

Brenda Brown & Maxine Bethea

Gainesville Women's Christian Conference at the Paramount Plaza Hotel and Conference Center September - 7 & 8, 2007.

See following item #070360.

070411.

Gainesville Women's Christian Conference - Citizen Comment Item (B)

RECOMMENDATION

The City Commission hear comments from Brenda Brown and Maxine Bethea regarding the Gainesville Women's Christian Conference being held at the Paramount Plaza Hotel & Conference Center, September 7th - 8th, 2007, and place back-up submitted on file.

Placed on File

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Ron Hodell

39th Avenue Maintenance Facility

Anne Lowry

39th Avenue Maintenance Facility

Sandra Watts Kennedy

39th Avenue Maintenance Facility

Susan Fairforest

39th Avenue Maintenance Facility

Dr. Jimmy Harnsberger

39th Avenue Maintenance Facility

Rob Brinkman

39th Avenue Maintenance Facility

Robert Pearce

39th Avenue Maintenance Facility

070399.**Fleet Maintenance Facility Expansion at 405 NW 39th Avenue (B)****RECOMMENDATION**

The City Commission: 1) Refer the issue of the expansion of the Fleet Maintenance Facility Expansion at 405 NW 39th Avenue to the Community Development Committee for discussion at the September 13, 2007 meeting; and 2) schedule a Special Meeting for Monday, October 15, 2007 at 6:00 PM.

A motion was made by Commissioner Braddy, seconded by Mayor-Commissioner Pro Tem Bryant, that this matter be Referred to the Community Development Committee, due back on October 15, 2007. The motion carried by the following vote:

Votes: Aye: Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

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Pat Fitzpatrick

Homeless Issues

Walter Willard

Various Issues

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**070058.****URBAN SERVICES REPORT OF CITY-OWNED PROPERTY - ADJACENT TO LAKE KANAPAHA (B)****Ordinance No. 0-07-50**

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 owned by the City of Gainesville and comprised of Tax Parcels 06909-001-001, 06909-001-002, 06909-001-003, 06909-001-004, 06909-001-005, and 06909-001-006, generally located south of the City Limits and Tax Parcel 06909-000-000, west of Tax Parcels 06911-025-000 and 06911-026-000, north of SW 46th Place and east of Tax Parcel 06909-002-000; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, 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.

City of Gainesville Strategic Planning Manager Karen Billings gave a presentation.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

Absent: Jack Donovan

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070128.**URBAN SERVICES REPORT FOR PROPERTIES OWNED BY GAIN DEVELOP INDUSTRIAL, L.L.C., AND THE CITY OF GAINESVILLE LOCATED IN THE VICINITY OF THE AIRPORT INDUSTRIAL PARK AND NE WALDO ROAD (B)****Ordinance No. 0-07-55**

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 comprised of Tax Parcels 07872-009-000, 07872-003-001, 07872-014-002, and 07872-014-003, generally located south of the vicinity of NE 63rd Avenue, west of the vicinity of the L. Brown Solid Waste Transfer Station, north of the City

Limits and the vicinity of NE 54th Place, and east of NE Waldo Road, the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Act, Laws of Florida, as amended, 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.

City of Gainesville Strategic Planning Manager Karen Billings gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Jack Donovan

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ORDINANCES, 2ND READING- ROLL CALL REQUIRED

061129.

2008 CITY COMMISSION ELECTION AND RUN-OFF DATES (B)

Ordinance No. 0-07-57

An ordinance of the City of Gainesville, Florida, setting January 29, 2008 as the date for the 2008 regular city election and February 19, 2008 as the date for the 2008 run-off election, if necessary; setting the dates for qualifying for the 2008 regular election; providing a severability clause; providing a preemption clause; and providing an immediate effective date (B)

Chair Hanrahan recognized Rob Brinkman and Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Jack Donovan

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070130.**URBAN SERVICES REPORT-TOWNHOMES AT WESTWOOD, L.L.C. & T. LANE PROPERTIES (B)****Ordinance No. 0-07-56**

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 comprised of Tax Parcels 06687-000-000, 06687-003-000, 06687-005-000, 06687-006-000, 06687-007-000, and 06686-000-000, generally located south of the vicinity of SW 20th Avenue, west of SW 43RD Street, north of SW 24th Avenue, and east of the City Limits and the vicinity of Interstate 75; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Act, Laws of Florida, as amended, 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Jack Donovan

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070133.**CIVIL CITATIONS - INCREASE IN PENALTIES (B)****Ordinance No. 0-07-54**

An ordinance of the City of Gainesville, Florida, amending Chapter 2, Division VI, Section 2-339 of the Gainesville Code of Ordinances by adding section 30-57(a)(3) dealing with over-occupancy to the list of violations which are subject to civil citations, and increasing the penalty for violation of certain other offenses, as specifically enumerated in this ordinance; providing for 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 Lowe, seconded by Commissioner Henry, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

Absent: Jack Donovan

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RESOLUTIONS- ROLL CALL REQUIRED

070285.

Resolution to Dual-Name Northwest 17th Street to "Lieutenant Corey Dahlem Drive" (B)

This item involves a Resolution authorizing NW 17th Street between West University Avenue and Northwest 8th Avenue to be dual-named as "Lieutenant Corey Dahlem Drive."

Chair Hanrahan recognized Mrs. Dahlem and Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission adopt the Resolution.*

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan

Absent: Jack Donovan

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PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

070276.

Florida Renewable RC&D Council, Inc. (B)

Tom Cunilio and Mark von Soethesbergen of the Florida renewable RC & D Council, Inc. gave presentations.

Chair Hanrahan recognized Rob Brinkman, Joshua Dickinson and Dian Deevey who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation.*

Heard

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070353.

Base load purchased power agreements for 2008 through 2013 (NB)

Staff is currently negotiating base load purchased power contracts through the year 2013. These would be contracts for power from diverse fleets of generating units, whose combined reliability would be better than from our aging fleet of intermediate and peaking units. They would pay for themselves and would benefit our customers by providing as much as \$7,000,000 per year in price protection from unexpected outages, natural gas price excursions, and improved reliability.

GRU Assistant General Manager for Strategic Planning Ed Regan gave a presentation.

Chair Hanrahan recognized Dian Deevey, Rob Brinkman and Paula Stahmer who spoke to the matter.

RECOMMENDATION *The City Commission authorize the General Manager or her designee to enter into base load, 50 megawatt purchased power agreements for power supplies through 2013 with capacity and transmission payments not to exceed to \$1,200,000.00 per month.*

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

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy, Rick Bryant and Pegeen Hanrahan
Absent: Jack Donovan

070331.

General Manager for Utilities Selection Process (NB)

The City Commission discuss the continuation of the selection process for the General Manager

MOTION (AMENDMENT): Approve Alternative Recommendation A to: 1) Publicly advertise the position; 2) identify 3-4 (or more) candidates to be interviewed; 3) authorize staff to schedule a date for the interview process no later than December 30, 2007; and 4) in addition, encourage Mr. Fry to indicate to the candidate (identified by Mycoff & Associates) that the City Commission would like him to participate in the process.

Chair Hanrahan recognized Dian Deevey, Joshua Dickinson, Sally Dickinson, Paula Stahmer, Rob Brinkman and Harald Kegelmann who spoke to the matter.

RECOMMENDATION

The City Commission approve scheduling an interview process with the candidate identified by Mycoff & Associates within the next 90 days.

Alternative Recommendation A:

The City Commission direct Mycoff & Associates to: 1) publicly advertise the position, 2) identify 3-4 candidates to be interviewed, and 3) authorize staff to schedule a date for the interview process no later than December 30, 2007.

A motion was made by Commissioner Lowe, seconded by Commissioner Mastrodicasa, that this matter be Approved as Amended. The motion carried by the following vote:

Votes: Aye: Jeanna Mastrodicasa, Scherwin Henry, Craig Lowe, Edward Braddy and Peegen Hanrahan
Absent: Jack Donovan and Rick Bryant

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Ed Braddy

Gator Football.

CITIZEN COMMENT

There were no citizens who wished to speak at this time.

ADJOURNMENT - 8:42 PM

Kurt M. Lannon, Clerk of the Commission