

City of Gainesville

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



Meeting Minutes

Monday, September 10, 2001

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 - 1:03 PM**INVOCATION****ROLL CALL**

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

CONSENT AGENDA

Commissioner Chestnut moved and Commissioner Barrow seconded to adopt the Consent Agenda.

(VOTE: 3-0, Mayor-Commissioner Pro Tem Hanrahan and Commissioner Nielsen - Absent)

NOTE: Commissioner Chestnut moved and to nominate Commissioner Barrow as Interim Mayor-Commissioner Pro Tem.

(VOTE: 3-0, Mayor-Commissioner Pro Tem Hanrahan and Commissioner Nielsen - Absent)

CITY MANAGER, CONSENT AGENDA ITEMS**001767 Contract Renewal: Parking System Management Services (B)**

RECOMMENDATION *The City Commission: 1) approve a one year extension to the contract with Complus Data Innovations, Inc. for parking system management; 2) authorize the City Manager to execute any related contract documents subject to the approval of the City Attorney as to form and legality; and 3) authorize the issuance of a purchase order subject to final appropriation of funds for FY 2002.*

This Matter was Approved as Recommended on the Consent Agenda.

001768 Contract Renewal: Regional Transit System Creative Services Management (B)

RECOMMENDATION *The City Commission: 1) approve a one (1) year extension of the existing contract to Group 5 & Associates, Inc.; and 2) authorize the City Manager or his designee to execute the contract extension.*

This Matter was Approved as Recommended on the Consent Agenda.

001769 Contract Renewal: Public Education for Recycling and Reduction of Solid Waste and Yard Trash (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager or designee to execute an amendment to the Contract with Group 5 & Associates, Inc., extending the term through September 30, 2002; and 2) authorize the City Manager or designee to approve the issuance of a purchase order to Group 5 & Associates, Inc., for public education for recycling and reduction of solid waste and yard trash not to exceed \$40,000 for fiscal year 2001-02, subject to availability of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

001771 Special Needs Housing Agreement with St. Francis House, Inc. (NB)

RECOMMENDATION *The City Commission: 1) approve a new time period for the grant award of \$60,000 to St. Francis House, Inc. to finance a portion of the renovation cost required to convert the existing multi-family structures located at 2105 and 2120 Southwest 14th Street to a single-room occupancy complex; and 2) authorize the City Manager, or his designee, to execute the agreement between the City, Alachua County and St. Francis House, Inc. (Prior to September 10, 2001 a copy of the Agreement will be on file in the Clerk of the Commission's Office. After September 10, 2001, a copy of the Agreement will be on file in the Community Development Department.)*

This Matter was Approved as Recommended on the Consent Agenda.

001804 GIS Conversion Project (B)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) approve the expenditure of \$36,180.00; 2) execute the contract for services and documents as may be required, subject to approval of the City Attorney as to form and legality; and 3) execute the purchase order to 3001 Inc., as a specified source vendor.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**001772 Approval of Contract and Issuance of Purchase Orders for Group Relamping and Selective Luminaire Replacement (B)**

RECOMMENDATION *The City Commission: 1) authorize the General Manager or*

his designee, to execute a five-year contract with Carr Electrical Technology, Inc. (CETI) to relamp, maintain, or replace streetlight luminaires installed throughout the electric distribution system, subject to the approval of the City Attorney as to form and legality and 2) approve the issuance of purchase orders to Carr Electrical Technology, Inc. in amounts not exceeding budgeted amounts for this work, subject to the final appropriation of funds for fiscal years through 2005.

This Matter was Approved as Recommended on the Consent Agenda.

001773 Extension of Temporary Personnel Services Contracts (NB)

RECOMMENDATION *The City Commission 1) Authorize the General Manager and the City Manager or their designees to execute amendments to the contracts with TempForce, Manpower and Spherion for Temporary Personnel Services, extending the term of the contracts by twelve months subject to the approval of the City Attorney as to form and legality; and
2) Approve the issuance of purchase orders in amounts not to exceed the budgeted amounts for these services for the Fiscal Year 2002, subject to the final appropriation of funds for FY 2002.*

This Matter was Approved as Recommended on the Consent Agenda.

001774 Contracts for Office Products (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager, or his designee, to negotiate and execute contracts with Office Depot and a minority office product supplier, subject to the approval of the City Attorney as to form and legality, and 2) approve purchases of these products in amounts not exceeding budgeted amounts, subject to the final appropriation of funds for FY 2002.*

This Matter was Approved as Recommended on the Consent Agenda.

001775 Contract Extension for Electric Distribution Line Clearance, Tree-Trimming, Right-of-Way Maintenance, Weed Control, and Related Work (NB)

RECOMMENDATION *The City Commission 1) Authorize the General Manager or his designee to execute an amendment extending the contract for electric distribution line clearance, tree-trimming, right-of-way maintenance, weed control and related work with Asplundh Tree Expert Company for a two-month period,*

commencing October 1, 2001, and ending November 30, 2001, subject to the approval of the City Attorney as to form and legality; and 2) Approve issuance of a purchase order to Asplundh Tree Expert Company for the provision of these services for the two-month period in an amount not to exceed \$180,000, subject to the final appropriation of funds for FY 2002.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

AUDIT & FINANCE COMMITTEE, CONSENT

001748 Gainesville Regional Utilities Quarterly Financial Report as of June 30, 2001 (B)

RECOMMENDATION *The Audit and Finance Committee reviewed and recommends that the City Commission receive the quarterly financial report for Gainesville Regional Utilities as of June 30, 2001.*

This Matter was Approved as Recommended on the Consent Agenda.

001749 Fiscal Year 2001 Operating Funds Quarterly Monitoring Report - Quarter Ending June 30, 2001 (B)

RECOMMENDATION *The Audit and Finance Committee reviewed and recommends that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 2001.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT

001338 Black and White Tow Away Sign (NB)

RECOMMENDATION *The CRA to the City Commission: Direct the City Attorney's office to draft an ordinance that regulates tow away signs on private property within the three redevelopment districts, requires that all tow away signs meet State statutes, specifies that all tow away signs will be reflective white lettering on a nonreflective black background, and requires that all existing signs be replaced by January 1, 2004.*

This Matter was Approved as Recommended on the Consent Agenda.

001695 Pedestrian Signage (NB)

RECOMMENDATION *The CRA to the City Commission: 1) Request the City Commission to direct the City Manager to have Planning staff work with CRA staff to review the off-site advertising ordinance; and 2) recommend changes that will allow for redevelopment project signage within all three redevelopment districts.*

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC WORKS COMMITTEE, CONSENT

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

001668 Reorganization in GRU Energy Delivery (B)

RECOMMENDATION *Approve the additions, deletions, and modifications to the classifications outlined in the attached table within the Energy Delivery Department.*

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC SAFETY COMMITTEE, CONSENT

RECREATION AND CULTURAL AFFAIRS COMMITTEE, CONSENT

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

001766 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of four special meetings; August 20, 22, 28 & 29, 2001; and the regular meeting of August 27, 2001, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Chestnut, seconded by Commissioner Barrow, 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, John R. Barrow and Tom Bussing
Absent: Warren Nielsen and Pegeen Hanrahan

ADOPTION OF THE REGULAR AGENDA

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

- 1. FILE NO: - 001778 - EPA Brownfields Awards - (Withdrawn)*
- 2. FILE NO: - 001622 - Water/Wastewater Connection Surcharges (Ordinance) - Additional Back-up submitted - New recommendation - Adopt as revised)*
- 3. FILE NO: - 001806 - No More Homeless Pets (Resolution - Additional back-up submitted)*

CLERK OF THE COMMISSION

001790 Veterans Day (B)

MOTION: Direct staff that the City Commission's preference is to cancel the meeting; but if there is pressing business, have staff schedule the meeting for Tuesday, November 13, 2001.

RECOMMENDATION *The City Commission discuss the meeting scheduled for November 12, 2001 and take appropriate action.*

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

001792 National League of Cities (B)

MOTION: Appoint Commissioner Nielsen and Commissioner Chestnut to be voting delegates for the National League of Cities Annual Business Meeting.

RECOMMENDATION *The City Commission discuss participation in the National League of Cities Annual Business Meeting and select a voting delegate if appropriate.*

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

001778 EPA Brownfields Awards (NB)

RECOMMENDATION *The City Commission accept the EPA Winner's Circle and RBI awards on behalf of the City.*

Withdrawn

001779

Final Update of FY2002 Financial and Operating Plan (B)

City of Gainesville Office of Management and Budget Director Becky Rountree, Police Chief Norm Botsford, Department of Juvenile Justice Circuit 8 Manager for Probation and Community Corrections Wayland Clifton and Parks Division Manager Pat Byrne gave presentations.

NOTE: Mayor-Commissioner Pro Tem Hanrahan entered the meeting room at 1:07 PM.

MOTION: Accept the City Manager's amended recommendation as follows:

*Committed Projects - \$439,000
Recreation projects - \$150,000
FCT Grant Matches - \$430,000
Fire Merger Consultant - \$50,000
East Gainesville Development Corporation - \$10,000
Green Building Program - \$5,000
Cable TV Franchise Renewal Consultant - \$20,000
Juvenile Assessment Center Security - up to \$62,300
Westside Park Improvements - \$20,000
Tree Wells - \$8,400
Plan East Gainesville - \$50,000
Design Center Computer Equipment - \$5,000
Employee Home Ownership Incentive Program \$50,000
FY 2002 Commission Contingency - \$12,706*

RECOMMENDATION *The City Commission hear a presentation on adjustments to the FY2002 Financial and Operating Plan and take appropriate action.*

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

001827

Outside Agency Funding Referral (NB)

RECOMMENDATION *The City Commission refer to the Personnel and Organizational Committee the issue of outside agency funding and looking at the process for all outside agency funding next year.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Personnel and Organizational Structure Committee, due back on March 10, 2002. The motion carried by the following vote:

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

001780 Boundary Fencing for Parks and Tot Lots (NB)

City of Gainesville Parks Division Manager Pat Byrne gave a presentation.

Chair Bussing recognized Citizen Mary Anderson who spoke to the matter.

MOTION: Refer the issue of park fencing and other park improvements to the Recreation and Cultural Affairs Committee to work with staff.

(VOTE: 5-0)

RECOMMENDATION *The City Commission hear an updated report from staff regarding boundary fencing of parks and tot lots.*

A motion was made by Commissioner Barrow, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on March 10, 2002. The motion carried by the following vote:

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

001770 Southwest Area Annexation (NB)

Chair Bussing recognized Citizens Mark Goldstein and Mary Anderson; and University of Florida Lobby Director Natalie Hanan who spoke to the matter.

RECOMMENDATION *The City Commission: 1) direct the City Manager to produce an Urban Services Report to include both Area 1 and Area 2; and 2) authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance relating to the adoption of an urban services report and annexation of the area for first reading on September 24, 2001.*

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 and John R. Barrow
Nay: Tom Bussing

001803 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Transportation Manager Brian Kanely and Transportation Engineer Alice Rankeillor gave presentations.

RECOMMENDATION *The City Commission hear a report from staff regarding the September 13, 2001 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

GENERAL MANAGER FOR UTILITIES

001781 GRU Funding of Plan East Gainesville (NB)

Gainesville Regional Utilities Strategic Planning Director Ed Regan gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff on GRU funding of the Plan East Gainesville Project.*

Heard

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PUBLIC SAFETY COMMITTEE

AUDIT & FINANCE COMMITTEE

RECREATION AND CULTURAL AFFAIRS COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

001807 St. Johns River Water Management District Activities (SJRWMD) in the Orange Creek Basin, Alachua County (B)

Water Management District Project Manager for the Orange Creek Basin Dr. John Shuman gave a presentation.

MOTION: Authorize the Mayor to write a letter of support for maintaining the existing funding level and indicate the City Commission's support of the partnership of the Orange Creek Basin Project; and fax the letter to the Executive Director Kirby Green.

RECOMMENDATION *The City Commission hear a presentation from Alachua County Environmental Protection staff.*

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

MEMBERS OF THE CITY COMMISSION

001808 Board of Adjustment Fees (NB)

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

MOTION: Refer the issue of Board of Adjustment special exceptions or variance fees to the Community Development Committee for review.

RECOMMENDATION *The City Commission discuss fee for petitions seeking special exceptions or variances from the Board of Adjustment and remove this item from the referral list.*

A motion was made by Commissioner Barrow, seconded by Commissioner Chestnut, that this matter be Referred to the Community Development Committee, due back on March 10, 2002. 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 - 4:48 PM

RECONVENE - 5:34 PM

CITIZEN COMMENT (5:30pm)

Jim Konish

Environmental Overlays & Water Usage

Pattie W. Glenn, President/CEO GreenSmart, Inc.

Green Buildings Issue - See Following Item # 001835

001584 Letter to Request Funding to Assist in City/County Sustainable Master Planning (B)

RECOMMENDATION *Authorize the Mayor to write a letter of support to DCA for grant funding for a co-contract between GreenSmart, Inc. and the Florida Green Building Coalition to assist the City of Gainesville and Alachua County for sustainable master planning.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Barrow, 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

Arupa Freeman

St. Francis House Limits

Kali Blount

Homeless Issues/Childcare

Pastor Andrew MacRae - Faith Tabernacle Missionary Baptist Church

HIV Awareness Forum - waiver of Martin Luther King Center Fees

NOTE: City Manager to report back next City Commission Meeting (September 24, 2001).

Joe Jackson

Homeless Issues

Ed Schmidt

Daycare Center Issues

NOTE: City Manager to report back next City Commission Meeting (September 24, 2001).

Stuart Cullen - Gainesville Builders Association

Comprehensive Plan - Conservation Element Concerns - See attached File # 001837

001837 Comprehensive Plan Conservation Element - Gainesville Builders Association Letter

RECOMMENDATION *The City Commission hear a presentation and accept the letter from Gainesville Builders Association and place on file.*

Placed on File

CITIZEN COMMENT CONTINUED UNTIL AFTER PUBLIC HEARINGS & ADOPTION OF THE BUDGET

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

001801 Constitution Week - September 17-23, 2001 (B)

RECOMMENDATION *National Society of the Daughters of the American Revolution Gainesville Chapter Regent Onyx G. Shaffer to accept the proclamation.*

Heard

001802 Business Appreciation Week - September 10-14, 2001 (B)

RECOMMENDATION *Alliance for Economic Development President Bob Rohrlack, Council for Economic Outreach President Marco Oliveri, and Gainesville Area Chamber of Commerce President Sonia Winters to accept proclamations.*

Heard

001809 POW/MIA DAY - September 21, 2001 (B)

RECOMMENDATION *Gator Detachment Marine Corps League Commandant Bob Gasche and Sr. Vice Commandant Major Shawn Engle to accept the proclamation*

Heard

001891 Bike, Hike and Bus Week 2001

RECOMMENDATION *Members of the Bicycle/Pedestrian Advisory Board accept the proclamation.*

Heard

PUBLIC HEARINGS & ADOPTION OF ANNUAL BUDGET**001782 PROPOSED MILLAGE RATE RESOLUTION (B)**

A resolution of the City Commission of the City of Gainesville, Florida; relating to the levy of General Municipal Purpose Ad Valorem Taxes for the 2001-2002 Fiscal Year; establishing a proposed millage rate; setting a public hearing; providing for the publication of notice; and providing an immediate effective date.

City of Gainesville Office of Management and Budget Director Becky Rountree gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

001783 TENTATIVE GENERAL GOVERNMENT BUDGET RESOLUTION (B)

A resolution of the City Commission of the City of Gainesville, Florida; relating to its General Government Budget for the fiscal year beginning October 1, 2001 and Ending September 30, 2002; adopting an amended tentative general operating and financial plan budget; providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

001784 GENERAL GOVERNMENT BUDGET (B)

Ordinance No. 0-01-48

An ordinance of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 2001 and Ending September 30, 2002; Adopting the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001785 GAINESVILLE REGIONAL UTILITIES BUDGET (B)

ORDINANCE NO. 0-01-49

An Ordinance of the City Commission of the City of Gainesville, Florida, Relating to the Budget for the City of Gainesville Regional Utilities for the Fiscal Year Beginning October 1, 2001, and Ending September 30, 2002; Projecting Revenues and Adopting a Budget to Pay for Personal Services Expenses, Operating and Maintenance Expenses and other Expenses, for Capital Outlay, and for Debt Service Requirements; and Providing an Immediate Effective Date.

Gainesville Regional Utilities Finance Director Kim Simpson and Strategic Planning Director Ed Regan gave presentations.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

CITIZEN COMMENT (continued)

Paul Urone

Swing and Sway Dance Club - Boltin Center

NOTE: Assistant City Manager Carl Harness made comments.

See following referral # 001828

001828 Boltin Center Fees (NB)

Chair Bussing recognized Citizen Ed Copia who spoke to the matter.

RECOMMENDATION *The City Commission refer the issue of raising fees at the Boltin Center to the Recreation and Cultural Affairs Committee to review the new policies and try to accommodate as many citizens as possible.*

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 March 10, 2002. The motion carried by the following vote:

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

Ed Copia

Swing and Sway Dance Club - Boltin Center

Francine Robinson

Wetland Policies & Water Resources

Scherwin Henry

East Gainesville Development Corporation Funding

Bob Tancig - Executive Director of the St. Francis House

Homeless Issues

Donna Summerall

Homeless Issues.

Paula Stahmer

DOT Hogtown Creek Project

Melanie Barr - Alachua County Historic Commission Chair

Moving Historic Houses from the Courthouse Site - GRU Fees - Refer to the General Manager

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

001750

BUDGET AMENDMENT FY 2001 (B)

ORDINANCE NO. 0-01-50

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA; RELATING TO ITS GENERAL GOVERNMENT BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2000 AND ENDING SEPTEMBER 30, 2001; AMENDING ORDINANCE NO. 000366 AS AMENDED BY ORDINANCE NOS. 001018 AND 001462, BY MAKING CERTAIN ADJUSTMENTS TO THE GENERAL FINANCIAL AND OPERATING PLAN BUDGET; AND PROVIDING AN IMMEDIATE 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 First Reading (Ordinance). The motion carried by the following vote:

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

001723**ELECTION DISTRICTS (B)****ORDINANCE NO. 0-01-54**

An ordinance of the City of Gainesville, Florida; relating to election districts, amending Sec. 9-1.1 of the Code of Ordinances of the City of Gainesville by moving Precinct No. 21 from District 2 to District 3; 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 Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

001788**RESIDENCY REQUIREMENTS FOR DISTRICT CANDIDATES (B)****ORDINANCE NO. 0-01-52**

An ordinance of the City of Gainesville, Florida; amending section 9-11 of the Code of Ordinances of the City of Gainesville; clarifying the residency requirements of candidates for district seats; 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 Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

001607 PLANNED DEVELOPMENT - ALACHUA COUNTY COURTS COMPLEX (B)

ORDINANCE NO. 0-01-43, PETITION NO. 57PDV-01PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "CCD: Up to 150 units/acre central city district" to "Planned Development District"; located between Southwest 2nd Avenue and Southwest 4th Avenue and between South Main Street and Southwest 2nd Street; commonly known as "Alachua County Courts Complex"; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for enforcement; providing a severability 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 First Reading (Ordinance). The motion carried by the following vote:

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

001606 STREET VACATION - ALACHUA COUNTY COURTS COMPLEX (B)

ORDINANCE NO. 0-01-42, PETITION 56SVA-01PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close a certain portion of the right-of-way of Southwest 1st Street, located between Southwest 2nd Avenue and Southwest 3rd Avenue and Southwest 2nd Place located between South Main Street and Southwest 2nd Street; reserving public utilities easements; 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 Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

001707 SOLID WASTE - SPECIAL ASSESSMENT (B)**ORDINANCE NO. 0-01-53**

An ordinance of the City of Gainesville, Florida, providing consent for the entire corporate limits of the City of Gainesville to be included in a portion of the non-ad valorem assessment for a municipal service benefit unit created by Alachua County for the provision of certain solid waste collection and disposal costs; providing conditions for the consent; providing that the consent is for three years; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001622 WATER/WASTEWATER CONNECTION SURCHARGES (B)**Ordinance No. 0-01-46**

AN ORDINANCE AMENDING CHAPTER 27, UTILITIES ARTICLE IV. WATER AND SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING THE DEFINITION OF CONNECTION CHARGES; AMENDING RATES AND CHARGES FOR WATER AND WASTEWATER SERVICES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

Chair Bussing recognized Citizens Barry Rutenberg and Luis Diaz who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001611 URBAN SERVICES REPORT - NORTH FLORIDA REGIONAL DOCTORS' OFFICE (B)**ORDINANCE NO. 0-01-41**

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 located north of NW 9th Boulevard, east of the city limits, south of the city limits and west of NW 69th Terrace; the area is proposed for voluntary 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.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001255 REZONING - LAKE META AREA (B)

ORDINANCE NO. 0-01-33, PETITION NO. 44ZON-01PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from the zoning category of "RMF-5: 12 units/acre single-family/multiple-family residential district" to "RC: 12 units/acre residential conservation district"; consisting of approximately 61 parcels in the Lake Meta area; and located in the vicinity of the 1900 to 2300 blocks of Northwest 7th Street, Northwest 7th Terrace and Northwest 8th Court; 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 Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

000515 COMPREHENSIVE PLAN AMENDMENT - TRANSPORTATION MOBILITY ELEMENT (B)

ORDINANCE NO. 0-01-19; PETITION NO. 146CPA-00PB

An ordinance of the City of Gainesville, Florida, amending the Transportation Mobility Element of the City of Gainesville 1991-2001 Comprehensive Plan; adding a goal and related objectives and policies to promote transportation choices, compact development, and a livable city; adding a goal and related

objectives and policies to promote walking; adding a goal and related objectives and policies to promote an accessible and comfortable community transit system; adding a goal and related objectives and policies to promote bicycling; making minor amendments throughout; adding a goal and related objectives and policies to develop a trails network; adding goals and related objectives and policies to create livable streets that promote safety and quality of life and minimize single-occupant vehicle travel; adding a goal and related objectives and policies to promote accessibility to people with disabilities; making minor amendments throughout; providing directions to the city manager; stating intent to adopt the amended element as part of the City of Gainesville 2000-2010 Comprehensive Plan; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard, Transportation Manager Brian Kanely, and Community Development Director Tom Saunders gave presentations.

Chair Bussing recognized Citizens Mark Goldstein, Paula Stahmer, and Darlene Pifalo who spoke to the matter.

Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Hanrahan seconded amend the ordinance as follows:

1) Leave Policy 1.1.1, (University Avenue) where it is; 2) Re-number Policy 1.1.3 at the top of page 2 (Main Street) as Policy 1.1.2; 3) the new Policy 1.1.3 would be "By 2004, the City shall explore with FDOT, enhancements to NW 13th Street to increase the pedestrian and multi-modal character of that corridor"; and 4) then the current Policy 1.1.2 (regarding re-directing truck traffic to follow all three of those items) re-number to Policy 1.1.4.; 5) change Policy 3.1.2 to "ideally transit hubs will evolve into having a sense of place and community" instead of "24 hour a day presence"; and 6) Policy 6.1.7 add new language "however, the City shall respect existing natural and man-made features".

*Commissioner Chestnut moved to call the question.
(VOTE: 4-1, Mayor Bussing - No)*

VOTE ON AMENDMENT: 5-0

RECOMMENDATION *The City Commission (1) approve Petition 146CPA-00 PB and (2) adopt the proposed ordinance.*

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

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

ORDINANCES 2ND READING- ROLL CALL REQUIRED

001661 NATURAL GAS RATES AND CHARGES (B)

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (5) NATURAL GAS OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING THE RATES AND CHARGES FOR NATURAL GAS; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001662 WASTEWATER RATES AND CHARGES (B)

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (4) SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING THE RATES AND CHARGES FOR WASTEWATER; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

Chair Bussing recognized Citizen Sara Poll who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Barrow, 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

001699 STORMWATER MANAGEMENT UTILITY FEE INCREASE (B)

An ordinance of the City of Gainesville, Florida, amending Appendix A of the Code of Ordinances relating to stormwater management utility to change the monthly utility fee from \$5.75/ERU to \$6.00/ERU effective October 1, 2001; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair Bussing recognized Citizen Sara Poll who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Barrow, 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

001839 Inverted Utility Rates (NB)

RECOMMENDATION *The City Commission refer the issue of taking a look at inverted rates for all of the City's utilities to the Regional Utility Committee.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Regional Utilities Committee, due back on March 10, 2002. The motion carried by the following vote:

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

001700 TOWING (B)

An ordinance of the City of Gainesville, Florida, amending Chapter 14, Article III, entitled "Towing from Certain Private Property" by conforming the ordinance to the limitations of federal law; conforming the fees charged for nonconsensual tows as previously authorized by resolution; by repealing obsolete sections, amending Section 2-339; authorizing enforcement by the civil citation process; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, 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

001627 EXTENSION OF MORATORIUM FOR I-1 AND I-2 (B)

ORDINANCE NO. 0-01-40

An ordinance of the City of Gainesville, Florida, amending Ordinance No. 001066 and extending the time period of the temporary moratorium on building permits, zoning permits, site plan approval and any other official action of the City of Gainesville permitting or having the effect of permitting certain industrial development or use on all real property located in whole or in part within the "I-1: Limited industrial district" and the "I-2: General industrial district" of the City of Gainesville, as more specifically set forth in this ordinance; providing a severability clause; and providing an immediate 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

001230

NAYLOR PUBLICATIONS - PLANNED DEVELOPMENT (B)

An Ordinance of the City of Gainesville, Florida; amending and the Planned Development commonly known as Naylor Publications, Inc.; located in the vicinity of the 5900 block of Northwest 1st Place; rezoning certain additional property from the zoning category of "OF: general office district" to "Planned Development District"; amending City of Gainesville Ordinance No. 980213 by adopting revised development plan maps and a revised planned development report; amending and adopting additional conditions and restrictions; providing for penalties; 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 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

001799

GAINESVILLE ENTERPRISE ZONE (B)

A resolution of the City Commission of the City of Gainesville, Florida, changing the boundaries of the Gainesville Enterprise Zone pursuant to Chapter 290, Florida Statutes; making findings that the boundary change does not increase the overall size of the enterprise zone and that area added to the enterprise zone is contiguous to the existing enterprise zone; providing directions to the City Manager; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution changing the boundaries of the enterprise zone.*

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

001800 USER FEES RELATING TO CEMETERY FEES (B)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, AMENDING FEES FOR GRAVE SPACES AND SERVICES AT EVERGREEN CEMETERY; AND PROVIDING AN EFFECTIVE DATE.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Chestnut, 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

001805 A RESOLUTION IN SUPPORT OF THE CAMPAIGN TO PROMOTE RACIAL JUSTICE (B)

RECOMMENDATION *The City Commission adopt a resolution of the City of Gainesville in support of the campaign to promote racial justice; subject to the approval of the City Attorney as to form and legality.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, 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

001806 NO MORE HOMELESS PETS COALITION OF ALACHUA COUNTY (B)

Dr. Randy Caligiuri gave a presentation.

Chair Bussing recognized Darlene Pifalo who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff of the Alachua County Public Works Department Animal Services Division and adopt a resolution supporting the efforts of the No More Homeless Pets Coalition of Alachua County to end the euthanasia of adoptable animals entering animal services.*

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

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner John Barrow

- 1. GRU Budget/Fiduciary Responsibilities*
- 2. 34th Street between 8th Avenue and University Avenue Traffic Concerns - Traffic Engineering Manager Brian Kanely made comments.*

Mayor-Commissioner Pro Tem Pegeen Hanrahan

Depot Stormwater Park Project

Commissioner Warren Nielsen

Depot Stormwater Park Project -& 6th Street Rail Trail

CITIZEN COMMENT (If time available)

Sara Poll

- 1. Sharing the cost of the Depot Clean-up*
- 2. MTPO Meeting*
- 3. Single Laning on Main Street/County Workshop*
- 4. Tree Cutting*

ADJOURNMENT: 10:51 PM

Kurt M. Lannon, Clerk of the Commission