

City of Gainesville

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



Meeting Minutes

Thursday, May 7, 2009

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Scherwin Henry (District 1)
Commissioner Lauren Poe (District 2)
Commissioner Jack Donovan (District 3)
Commissioner Craig Lowe (District 4)
Commissioner Thomas Hawkins (At Large)
Commissioner Jeanna Mastrodicasa (At Large)*

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 - 1:26 PM

[Play Video](#)

ROLL CALL

Present: Pegeen Hanrahan, Craig Lowe, Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Lauren Poe and Thomas Hawkins

INVOCATION

[Play Video](#)

The City Commission observed a moment of silence.

CONSENT AGENDA

[Play Video](#)

Commissioner Lowe moved and Mayor-Commissioner Pro Tem Henry seconded to adopt the Consent Agenda, as modified.

(VOTE: 7-0, MOTION CARRIED)

MODIFICATIONS:

- 1. File #080958 - ProjectDox Electronic Plan Review and Permitting - Sole Source - (New Recommendation).*
- 2. File #081018 - Election Date 2010 - (Pull from the Consent Agenda and place on the Regular Agenda for discussion).*
- 3. File #081039 - Advisory Board and Committee Appointments - (Pull from the Consent Agenda and place on the Regular Agenda for discussion).*
- 4. File #080938 - City Commission Rules/Government Efficiency - (Pull from the Consent Agenda and place on the Regular Agenda for discussion).*

CITY MANAGER, CONSENT AGENDA ITEMS

080958.

Declare ProjectDox Electronic Plan Review and Permitting as Sole Source (B)

This item involves a request for the City Commission to waive the competitive bid process and a request to authorize the Building Official to enter into contract negotiations with Avolve Software for the purchase of electronic plan review software.

RECOMMENDATION

Recommended Motion: The City Commission: 1) waive the competitive bid process and declare the ProjectDox plan

review and electronic permitting software as a "sole source,";
2) approve the purchase of ProjectDox software from Avolve Software for a not to exceed price of \$400,000; and 3) authorize Staff to enter into contract negotiations with Avolve Software, and if successful, the City Manager will execute a contract, subject to the approval of the City Attorney as to form and legality.

Alternative Recommendation A: The City Commission: deny the waiver of the competitive bid process. There is no fiscal impact.

Alternative Recommendation B: The City Commission: require the competitive bid process for the purchase of this software with fiscal impact to be determined.

This Matter was Approved as Recommended on the Consent Agenda.

080958a_Avolve PPt_20090507.pdf
080958b_Staff PPt_20090507.pdf
080958c_Cost Chart_20090507.pdf

080984.

Evergreen Cemetery Fee Structure (NB)

This item involves a request to the City Commission to instruct the City Attorney to amend the Code of Ordinances Chapter 7, Sections 7-8 and 7-9, so that the entire Evergreen Cemetery fee structure is placed in Appendix A of the Code of Ordinances.

RECOMMENDATION

The City Commission instruct the City Attorney to amend the Code of Ordinances Chapter 7, Sections 7-8 and 7-9, for the purpose of placing the entire Evergreen Cemetery fee structure in Appendix A.

Alternative Recommendation

The City Commission not instruct the City Attorney to amend the Code of Ordinances, Chapter 7, sections 7-8 and 7-9, for the purpose of placing the entire Evergreen Cemetery fee structure in Appendix A.

This Matter was Approved as Recommended on the Consent Agenda.

080990.

Combined Communications Center Interlocal Agreement (B)

This item presents an amendment to the Interlocal Agreement between the City of Gainesville, the Alachua County Sheriff and Alachua County for the Combined Communications Center.

RECOMMENDATION *The City Commission approve the Interlocal Agreement as amended.*

*Alternative Recommendation A:
The City Commission direct staff to communicate any concerns of the City Commission to the Executive Board and report back to the City Commission.*

This Matter was Approved as Recommended on the Consent Agenda.

080990_CCC Interlocal Agreement_20090507.pdf
080990A_CCC Interlocal Agreement_20090507.pdf
080990_agreement_20090507.pdf

080992.

American Recovery and Reinvestment Act of 2009 Funded Projects (NB)

This item is a request to authorize the City Manager to award construction bids and to execute construction contracts and related documents.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager to: 1) award the bids for the three American Recovery and Reinvestment Act of 2009 funded projects (the 6th Street Rail Trail, the Milling and Resurfacing of NE 8th Avenue, and the NW 34th Street sidewalk) to the lowest responsive, responsible bidder, provided the bid awards are within the approved and available funding for each project; and 2) execute the construction contracts and related documents, subject to approval by the City Attorney as to form and legality.*

Alternative Recommendation: The City Commission deny the request and direct the City Manager to proceed with the three American Recovery and Reinvestment Act of 2009 funded projects (the 6th Street Rail Trail, the Milling and Resurfacing of NE 8th Avenue, and the NW 34th Street sidewalk) with the City Commission to approve the award of the construction bids.

This Matter was Approved as Recommended on the Consent Agenda.

080993.

Purchase of Additional Laser Imaging Detection and Ranging (LiDAR) data from Program Data Solutions (B)

This item is a request for the purchase of additional LiDAR data from a Florida Division of Emergency Management contract in order to facilitate a number of water management program activities in Gainesville and its surrounding areas and is a contract for add-on services to a previously approved project.

RECOMMENDATION *Recommended Motion: The City Commission: 1) approve the purchase of additional LiDAR data collection, processing and quality assurance from PDS; and 2) authorize the City Manager to issue a purchase order not to exceed \$49,913, subject to review and approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

080993_MOU_20090507.PDF

080995.

FY09 General Government Debt Issue (NB)

This item describes the proposed process for FY09 General Government borrowing.

RECOMMENDATION *The City Commission direct the City Manager to prepare and distribute an RFP for a bank loan for the FY09 debt issue and authorize the City Manager, Administrative Services Director, and Finance Director to retain the required professional services to implement this debt issue.*

This Matter was Approved as Recommended on the Consent Agenda.

081014.

Recovery Act: Edward Byrne Memorial Justice Assistance Grant Application (NB)

This item requests City Commission authorization to apply for and accept Recovery Act: Edward Byrne Memorial Justice Assistance Grant funds (Stimulus - General) in the amount of 158,000 for two full-time Intervention Specialists for the Reichert House (\$97,000) and for 12 digital in-car cameras (\$61,000) for use by patrol.

RECOMMENDATION *The City commission authorize the City Manager to: 1) apply to the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (Stimulus - General) program for \$158,000 in grant funds; and 2) execute the grant application, grant award, and any other necessary documents, pending review by the City Attorney as to form and legality.*

Alternate Recommendation:

The City Commission declines the opportunity to apply for and receive grant funds from the Recovery Act: Edward Byrne Memorial Justice Assistance (Stimulus - General) in the amount of \$158,000.

This Matter was Approved as Recommended on the Consent Agenda.

081015.**Edward Byrne Memorial Justice Assistance Grant Application (NB)**

This item requests City Commission authorization to apply for and accept Edward Byrne Memorial Justice Assistance Grant funds (General) in the amount of \$30,000 for the Tutorial Assistance for At-Risk Youth, \$24,000 for the Sexual Predator and Offender Tracking Program and \$20,000 for the SAFE-T Kiosk.

RECOMMENDATION

The City Commission authorize the City Manager to: 1) apply to the Edward Byrne Memorial Justice Assistance Grant program for \$74,000 in grant funds; and 2) execute the grant application, grant award, and any other necessary documents, pending review by the City Attorney as to form and legality.

Alternate Recommendation

The City Commission declines the opportunity to apply for and receive grant funds from the Edward Byrne Memorial Justice Assistance Grant in the amount of \$74,000.

This Matter was Approved as Recommended on the Consent Agenda.

081017.**Second Amendment to the FY 2008-2009 CDBG and HOME Annual Action Plan (B)**

This is a request for the City Commission to approve a second amendment to the FY 2008-09 CDBG and HOME Annual Action Plan to allow for the utilization of additional federal HUD program funds; all of the elements of the City's original FY 2008-09 Annual Action Plan are hereby incorporated into this supplemental document.

RECOMMENDATION

The City Commission: 1) approve the second amendment to the FY 2008-2009 CDBG and HOME Program Annual Action Plan; and 2) authorize the City Manager or designee to prepare and submit the second amendment to the FY 2008-2009 Annual Action Plan, including all understandings and insurances contained, to the U.S. Department and Urban Development (HUD) for financial assistance under the Community Development Block Grant Recovery Program (CDBG-R) and Homelessness Prevention and Rapid Re-Housing Program (HPRP); and to act on behalf on the City of Gainesville in all matters pertaining to the CDBG-R and HPRP Programs; and 3) authorize the City Manager to execute the appropriate HUD documents for the receipt of the HPRP and CDBG-R funds.

This Matter was Approved as Recommended on the Consent Agenda.

081017_Second Amendment_20090507.pdf

081019.

**Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG)
Program FY 2009 Formula Program: Local Solicitation (B)**

**The City Commission approve the use of \$448,816 from the Recovery Act:
Edward Byrne Memorial Justice Assistance Grant (JAG) funds and will
authorize the grant application for these funds.**

RECOMMENDATION

The City commission authorize the City Manager to: 1) apply to the Recovery Act: Edward Byrne Memorial Competitive Grant Program for \$448,816 in grant funds; and 2) execute the grant application, grant award, and any other necessary documents, pending review by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

081019_ByrneStimPkgLoc_20090507.pdf

081021.

Recovery Act: Edward Byrne Memorial Competitive Grant (JAG) (NB)

This item requests City Commission authorization to apply for the Recovery Act: Edward Byrne Memorial Competitive Grant for a total amount of \$344,426 for two years. One purpose of Recovery Act funding is to preserve and create jobs to promote economic recovery. The Gainesville Police Department has identified two proposals addressing this purpose to be submitted to the U.S. Department of Justice for consideration.

RECOMMENDATION

The City commission authorize the City Manager to: 1) apply to the Recovery Act: Edward Byrne Memorial Competitive Grant Program for \$344,426 in grant funds; and 2) execute the grant application, grant award, and any other necessary documents, pending review by the City Attorney as to form and legality.

Alternate Recommendation

The City Commission decline the opportunity to apply for and receive grant funds from the Recovery Act: Edward Byrne Memorial Competitive Grant Program in the amount of \$344,426.

This Matter was Approved as Recommended on the Consent Agenda.

081041.

Prioritization of the City of Gainesville's Projects submitted for the Federal

Transportation Reauthorization Bill Funding (NB)[Play Video](#)**RECOMMENDATION**

The City Commission: 1) approve the prioritization of the City of Gainesville's federal transportation reauthorization appropriation requests as recommended by staff; and 2) authorize the Mayor to draft a letter to transmit the priority list to the federal delegation.

Alternative Recommendation

The City Commission: 1) reprioritize the attached list of federal transportation authorization appropriation requests and direct staff to utilize the revised list in the federal appropriation request process; and 2) authorize the Mayor to draft a letter to transmit the priority list to the federal delegation.

This Matter was Approved as Recommended on the Consent Agenda.

080517.**Public Waterways Designation Agreement for Potano Paddling Trail (B)**

This item involves a request for the Mayor to execute a Public Waterways Designation Agreement for Potano Paddling Trail.

RECOMMENDATION

Recommended Motion: The City Commission authorize the Mayor and Clerk of the Commission to execute the agreement, subject to approval of the City Attorney as to form and legality.

Alternative Recommendation: The City Commission not authorize the Mayor and Clerk of the Commission to execute the agreement.

This Matter was Approved as Recommended on the Consent Agenda.

080517_MAP_20081106.pdf
080517_RESOLUTION_20081106.PDF
080517_resolution_20081106.pdf
080517_Resolution_20090521.pdf
080517_Agreement_20090521.pdf
080517_agreement_20090507.pdf

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

080997. City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of April 13, 2009 (Workshop); and April 16, 2009 (Regular Meeting); as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

080997_workshop_20090507.pdf
080997_reg_minutes_20090507.pdf

081034. Budget Meeting Change Request (B)

RECOMMENDATION *The City Commission cancel the meeting scheduled for Wednesday, July 29, 2009 (see attached e-mail) and add FY 2010-General Government Budget to meeting topics already scheduled for the Tuesday, July 28, 2009, meeting; allowing the meeting to continue through the afternoon and evening as requested.*

This Matter was Approved as Recommended on the Consent Agenda.

081034_request_20090507.pdf

081038. Resignation of Gainesville Human Rights Board Member Horacio Sierra and Gainesville/Alachua County Cultural Affairs Board Member Vivian Filer (B)

RECOMMENDATION *The City Commission accept the resignations of Gainesville Human Rights Board Member Horacio Sierra and Gainesville/Alachua County Cultural Affairs Board Member Vivian Filer effective immediately and extends its appreciation for their services.*

This Matter was Approved as Recommended on the Consent Agenda.

081038_Resignations_Sierra and Filer.pdf

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****EQUAL OPPORTUNITY COMMITTEE, CONSENT****080788.** Revision to Chapter 8 of the Gainesville Code of Ordinances (B)

RECOMMENDATION *The City Commission: 1) authorize the City Attorney to draft*

and the Clerk of the Commission to advertise revisions to Chapter 8 of the Gainesville Code of Ordinances relating to gender identity regarding public shared shower or dressing facilities as it relates to area businesses and community organizations; and 2) remove this item from the referral list.

This Matter was Approved as Recommended on the Consent Agenda.

080788_Chapter 8_20090415.PDF
080788_draft ordinance_20090507.PDF

COMMUNITY DEVELOPMENT COMMITTEE, CONSENT

070980.

Solar Panels vs. Removing Tree Canopy (B)

This item refers to existing City of Gainesville Land Development Code provisions which may conflict with the City Commission's desire to foster economic development opportunities related to the implementation of the Solar Feed in Tariff.

RECOMMENDATION

Community Development Committee to the City Commission: direct staff to: 1) generate a petition to the Plan Board allowing the development of solar fields by right within areas of the City designated Agricultural with appropriate dimensional, environmental and life/safety/health requirements; 2) generate a related omnibus petition to the Plan Board at a future time to accommodate solar development relative to other pertinent provisions of the City of Gainesville Land Development Code and; 3) remove this referral item from the Community Development Committee referral list.

This Matter was Approved as Recommended on the Consent Agenda.

070980A_Memo To CDC_20090226pdf.pdf
070980B_Regulation_20090226.pdf
070980a_CDC 2-26 Minutes_20090507.pdf
070980b_Memo_20090507.pdf
070980c_Energy Regulation_20090507.pdf

REGIONAL UTILITIES COMMITTEE, CONSENT

070360.

GRU Rate Structure, Item #070360 (NB)

RECOMMENDATION

The Regional Utilities Committee (RUC) recommends that the City Commission remove this item from the referral list.

This Matter was Approved as Recommended on the Consent Agenda.

070360_20070827.pdf
070360A_20070827.pdf
RUC Rate Structure Presentation October 9 2007.pdf
Backup for GRU Rate Structure Item 070360 Oct 9.pdf

080222.**GRU Incentives for the Enterprise Zone Referral Item #080222 (NB)**

RECOMMENDATION *The City Commission approve removing this item from the referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

Backup for #080222 Enterprise Zone 2 11 09.pdf

080419.**Review of GRU's 10-Year Plan - Referral Item #080419 (NB)**

RECOMMENDATION *The Regional Utilities Commission (RUC) recommends that the City Commission remove this item from the referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Jeanna Mastrodicasa, Thomas Hawkins, Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry and Pegeen Hanrahan

AUDIT, FINANCE & LEGISLATIVE COMMITTEE, CONSENT**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS****END OF CONSENT AGENDA**

ADOPTION OF THE REGULAR AGENDA

[Play Video](#)

MOTION: Commissioner Lowe moved and Mayor-Commissioner Pro Tem Henry seconded to adopt the Regular Agenda, as modified.

(VOTE: 7-0, MOTION CARRIED)

MODIFICATIONS:

- 1. File #081036 - Evaluation of Biomass-Fueled Generation Facility Proposals (Revised ppt. submitted).*
- 2. File #080701 - Summer Heat Wave 2008 Final Report Update - (Withdraw from the agenda).*
- 3. New Item - File #090003 - Approval of Additional HOME Program Funds to Gainesville Community Ministry, Inc. to provide Emergency Relocation Assistance (Add to the agenda).*
- 4. File #080748 - Urban Services Report for Tax Parcel Numbers 07176-020-000 and 07176-020-001 (Idylwild/Serenola Area) - (Continue this item to the June 18, 2009 City Commission Meeting).*
- 5. Mayor's Committee Assignments - (Add to the Regular Agenda).*

CHARTER OFFICER UPDATES

GENERAL MANAGER FOR UTILITIES

[Play Video](#)

081036.

Evaluation of Biomass-Fueled Generation Facility Proposals (B)

On May 12, 2008 the City Commission authorized the General Manager to negotiate and execute a purchased power agreement (PPA) for the output of a nominally 100 mega-watt (MW) net power plant, fueled with biomass and located on the Deerhaven Power Plant site. Negotiations have been successfully concluded, but because of adjustments to the initial proposal to reflect changing fuel prices, demand for electricity, and power plant construction costs, the General Manager has decided to advise the City Commission of these negotiated changes, their economic implications and to submit the executed PPA to the Commission for final approval.

[Play Video](#)

General Manager for Utilities Bob Hunzinger, Assistant General Manager for Strategic Planning Ed Regan, and American Renewables Representative Jim Gordon

gave presentations.

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

RECOMMENDATION

The City Commission 1) receive a presentation from the General Manager and staff regarding the Power Purchase Agreement (PPA) between the City and Gainesville Renewable Energy Center, LLC for power generated by the nominal 100MW biomass generating plant; 2) approve the executed PPA; and, 3) authorize the General Manager or his designee to execute such documents and take all steps as may be necessary to implement the terms of the PPA, including but not limited to filing of all required applications with jurisdictional governmental bodies and agencies; and, the lease of and easements over portions of the Deerhaven Generating Station site necessary for the construction and operation of the biomass generating plant.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

081036_MOD_Revised_Biomass_ppt_20090507.pdf

RECESS - Approximately 2:45 PM

RECONVENE - Approximately 2:47 PM

CLERK OF THE COMMISSION

081018.

Election Date 2010 (NB)

[Play Video](#)

Continued to the next City Commission Meeting (May 21, 2009).

RECOMMENDATION

The City Commission select April 13, 2010, for the 2010 City of Gainesville Election and authorize the City Attorney to draft and the Clerk of Commission to advertise an ordinance.

Continued

081018_MOD_20090521.pdf

081018_draftordinance_20090604.pdf

CITY MANAGER

[Play Video](#)

080701. Summer HeatWave 2008 Final Report Update (NB)

RECOMMENDATION *The City Commission receive the HeatWave update.*

Withdrawn

080701_MOD-PPT_20090115.PDF

080701_Contingency Request_20090507.PDF

080897. Presentation of the Site Plan for GPD's Campus Concept (B)

This item involves an approval from the City Commission to proceed with development of the GPD Campus which includes the construction of a new Community Center and remodeling of an existing building into a Tactical Training Center

[Play Video](#)

GPD Lieutenant Art Adkins, Architect Ian Reeves and Police Chief Norm Botsford gave presentations.

RECOMMENDATION *The City Commission: 1) hear a presentation from staff; 2) approve the new site plan for GPD's Campus Plan; and 3) authorize staff to continue development with the architect for the proposed services.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080897_GPDSitePlanDesign_041609.pdf

080901. State of Florida Legislative Update (B)

The City Commission will be provided with an update of legislation filed during the Florida Legislature's 2009 Regular Session.

[Play Video](#)

RECOMMENDATION *The City Commission: 1) receive the legislative update; and 2) determine if issues presented necessitate the support or opposition of the City Commission.*

Heard

080901_PowerPoint_20090319.pdf
080901_Report_20090319.pdf
080901_report_20090507.pdf

090003. Approval of Additional HOME Program Funds to Gainesville Community Ministry, Inc. to provide Emergency Relocation Assistance (B)

This item requests approval from the City Commission to allocate additional HOME Program funds to Gainesville Community Ministry, Inc. to provide emergency relocation assistance to displaced tenant households to find suitable replacement housing.

Assistant City Manager Fred Murry gave a presentation.

RECOMMENDATION

Recommended Motion: The City Commission: 1) approve the amendment to the current Gainesville Community Ministry, Inc. contract in the amount of \$42,000, subject to approval by the City Attorney; 2) authorize the City Manager to execute the amended contract with Gainesville Community Ministry, Inc.; and 3) authorize the Housing & Community Development Division to reallocate funds within its FY 2008-2009 HOME Program budget to fund the contract amendment to provide these services.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

090003_MOD Amendment_20090507.pdf
090003_MOD Agreement_20090507.pdf

GENERAL MANAGER FOR UTILITIES

[Play Video](#)

081035. Community Relations Annual Report (B)

This item is to provide a report on GRU's community relations activities.

[Play Video](#)

GRU Community Relations Director Nona Jones gave a presentation.

RECOMMENDATION

The City Commission hear a report from staff regarding community relations efforts for Gainesville Regional Utilities.

Heard

081035_annualreport_20090507.pdf

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

RECESS - 4:53 PM

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RECONVENE - 5:42 PM

[Play Video](#)

PLEDGE OF ALLEGIANCE (5:30pm)

[Play Video](#)

PROCLAMATIONS/SPECIAL RECOGNITIONS

[Play Video](#)

081016. City of Gainesville's Citizens' Academy Spring 2009 Graduates (NB)

[Play Video](#)

Communications Manager Bob Woods and Citizen's Academy Graduate Daniel Blumberg gave presentations.

RECOMMENDATION The City Commission: 1) recognize accomplishments of

Gainesville 101: Spring 2009 City of Gainesville Citizens' Academy graduates; and 2) hear brief comments from the class speaker on what they have learned.

Heard

081029.

International Internal Audit Awareness Week - May 24-30, 2009 (B)

[Play Video](#)

RECOMMENDATION *North Central Florida Institute of Internal Auditors President John Byrd, Vice President Jeanne Covington, and Board Member Brent Godshalk to accept the proclamation.*

Heard

081029_Proc_20090507.pdf

081030.

Police Week - May 11-17, 2009 and Masonic Peace Officers' Memorial Day May 15, 2009 (B)

[Play Video](#)

RECOMMENDATION *Gainesville Lodge #41 F&AM Ray M. Davis, Jr. to accept the proclamation.*

Heard

081030_Proc_20090507.pdf

081031.

National Water Safety Month - May 2009 (B)

[Play Video](#)

RECOMMENDATION *UF Synchro Coach Betsy Caza, PK Coach Mike Davidson, Gainesville Gaviatas Andrea Cornelius, and Makos Perrin Foerster to accept the proclamation.*

Heard

081031_Proc_20090507.pdf

081032.

National Public Works Week - May 17-23, 2009 (B)

[Play Video](#)

RECOMMENDATION *City of Gainesville Public Works Department Director Teresa Scott, P.E. to accept the proclamation.*

Heard

081032_Proc_20090507.pdf

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

[Play Video](#)

Kali Blount

1. *Alachua General Hospital (AGH).*
2. *Seminary Lane Apts.*

Jerry Williamson

GPD Issues.

Gabriel Hillel

Butterfly City Project.

Phil Emmer

1. *Complimentary remarks regarding Assistant General Manager for Strategic Planning Ed Regan.*
2. *The Reform Institute - See following file #090039.*

090039.**Phil Emmer - Citizen Comment (B)****RECOMMENDATION**

The City Commission hear comments from Phil Emmer and place back-up submitted on file.

Placed on File

090039_Phil Emmer_20090507.pdf

Elizabeth Howard

GPD and Prostitution Issues.

Kamili

GPD Issues.

Walter Willard

Various Issues.

Pat Fitzpatrick

Homeless Issues.

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

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080860. UTILITY SERVICE CHARGES (B)

Ordinance No. 0-09-11

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (7) OF THE GAINESVILLE CODE OF ORDINANCES BY AMENDING CERTAIN SERVICE CHARGES AND DECREASING LATE FEE FOR COMBINED STATEMENT; 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.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Jack Donovan

080860_presentation_20090402.pdf

080860_ordinanceGRU_20090507.pdf

080860_ordinance_20090521.pdf

080988. UTILITY SERVICE CHARGES (B)

Ordinance No. 0-09-12

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (3) WATER, OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING THE REFUNDABLE DEPOSITS, THE INSTALLATION AND REMOVAL FEE, AND THE MONTHLY BASE CHARGE FOR TEMPORARY SERVICE ON WATER METERS AND FIRE HYDRANTS; PROVIDING FOR TIME LIMITS; PROVIDING LANGUAGE FOR DAMAGE AND TAMPERING CHARGES; 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.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Jack Donovan

080988_ordinancehydrantfees_20090507.pdf
080988_ordinance_20090521.pdf

080748.

URBAN SERVICES REPORT FOR TAX PARCEL NUMBERS 07176-020-000 and 07176-020-001 (IDYLWILD/SERENOLA AREA) (B)

Ordinance 0-09-05

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 Parcel Numbers 07176-020-000 and 07176-020-001, generally located south of Williston Road and the City Limits, west of SW 20th Terrace, north of SW 56th Avenue, and east of the City Limits; 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.

[Play Video](#)

This item was continued to June 18, 2009.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Lowe, seconded by Commissioner Poe, that this matter be Continued (1st Reading) for June 18, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Jack Donovan

080748_Petition_20090205.pdf
080748_MOD_Zahariev_Pet_20090205.PDF
080748_USR Ordinance_20090507.pdf
080748_USR Exhibit A_20090507.pdf
080748_MOD_STAFF MEMO_20090507.pdf

080545.**LAND DEVELOPMENT CODE (B)**

Ordinance No. 0-08-82; Petition No. 120TCH-08 PB

An ordinance of the City of Gainesville, Florida, correcting minor scrivener's errors throughout the Land Development Code, by amending subsection 30-41(a)(4) relating to MU-1 and MU-2 zoning districts; by amending Table 2 of section 30-52 relating to principal structures within the residential low density districts; by amending subsection 30-98(m)(9) relating to wireless communication facilities; by amending subsection 30-112(a)(2) relating to historic preservation/conservation; by amending subsection 30-160(d)(33) relating to preliminary development plans; by amending subsection 30-318(b)(4)b relating to I-75 corridor signs; amending subsection 30-353(d) relating to the City Plan Board; by amending Appendix A, Section 6, relating to the Special Area Plan for University Heights; by amending Appendix A, Section 7 relating to the Special Area Plan for S.W. 13th Street, providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION

The City Commission (1) approve Petition No. 120TCH-08 PB and (2) adopt the proposed ordinance.

A motion was made by Commissioner Lowe, seconded by Commissioner Poe, that this matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
Absent: Jack Donovan

080545_staff report_20090507.pdf

080545_Scrivener's Errors LDC_20090507.pdf

080545_ordinance_20090521.pdf

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

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080753.**PLANNED DEVELOPMENT - ONE COLLEGE PARK (B)**

Ordinance No. 0-09-03, Petition No. 133PDV-08PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City, as more specifically described in this ordinance, and amending the Zoning Map Atlas from "UMU-1: Up to 75 units/acre urban mixed-use district" and "RMU: Up to 75 units/acre residential mixed use district" to "Planned Development District"; located in the vicinity of the 1700 block between NW 1st Avenue and NW 2nd Avenue; commonly known as "One College Park"; to allow

construction of a mixed use development including apartment units, hotel, commercial uses, and parking garage; adopting a development plan report and development plan maps; providing conditions and restrictions; providing for enforcement and penalties; providing a severability clause; and providing an immediate effective date.

[Play Video](#)

Planning Manager Ralph Hilliard, Agent for the Petitioner David Coffey and Agent for the Petitioner Linda Portal gave presentations.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080753_petition_20090205.pdf
080753_layout map_20090205.pdf
080753_staff ppt_20090205.pdf
080753_petitioner ppt_20090205.PDF
080753_color elevations_20090205.pdf
080753_draft ordinance 20090416.pdf
080753_ordinance_20090507.pdf

080841.

LIFE SAFETY VIOLATIONS IN PLACES OF PUBLIC ASSEMBLY (B)

Ordinance No. 0-09-08

An ordinance of the City of Gainesville, Florida, amending Chapter 10 of the Code of Ordinances relating to Fire Prevention and Protection; changing the title of the fire department and the fire prevention bureau; adopting the Florida Fire Prevention Code and the Life Safety Code adopted by the State Fire Marshall; updating numerical references to the Florida Fire Prevention Code in Article II; creating and adding a new Article V, relating to assembly occupancy safety; providing for identification and training and responsibilities of crowd managers; requiring approved counting devices to ensure safe occupant loads; requiring an emergency evacuation alert network; providing for security of fire rescue connections; providing penalties; authorizing the name change of fire department to fire rescue department in the Code of Ordinances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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Deputy Fire Chief Tim Hayes made comments.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080841_Public Assemblies_20090416.pdf

080841_ordinance_20090507.pdf

080939.

CLERK OF COMMISSION - CUSTODIAL RESPONSIBILITIES (B)

Ordinance No. 0-09-14

An Ordinance of the City of Gainesville, Florida amending Section 2-164 by changing the custodial responsibilities of the clerk of the commission and the fee charged for copying public records; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080939_Public Records Ord_20090416.pdf

080939_ordinance_20090507.pdf

RESOLUTIONS- ROLL CALL REQUIRED

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081013.

Acceptance of US Department of Transportation FAA - AIP Grant (No. 3-12-0028-29-2009) (B)

This item seeks the City of Gainesville acceptance of a 2009 US Department of Transportation FAA - AIP Grant to the Gainesville Regional Airport in the amount of \$2,400,000.00 for an Apron Rehabilitation project at the Gainesville Regional Airport.

[Play Video](#)

Planning and Development Services Director Erik Bredfeldt gave a presentation.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a brief presentation from staff regarding this request; 2) adopt the proposed 2009 FAA - AIP Grant Resolution and authorize the Mayor and City Attorney*

to execute said Grant Agreement and the City Clerk to certify said Grant Agreement; and, 3) execute the Indemnification Agreement subject to City approval by the City attorney as to form and legality.

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, that this matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

081013a_Resolution_20090507.pdf
081013b_Indemnification Agreeemt_20090507.pdf
081013c_Letter from GACRAA_20090507.pdf
081013d_Federal Application_20090507.pdf
081013e_K Thomas Email_20090507.pdf
081013_resolution_20090507.pdf

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

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080938.

City Commission Rules/Government Efficiency (B)

[Play Video](#)

Legislative and Grants Coordinator Chris Cooper gave a presentation.

RECOMMENDATION

The City Commission: 1) approve amendments to the City Commission Rules as approved by the Audit, Finance and Legislative Committee; and 2) direct staff to draft a resolution implementing the amendments to be submitted for approval by the City Commission pending review by the City Attorney.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080938_revised rules_20090330.PDF
080938_Summary_20090330.PDF
080938_Commission Rules_20090507.pdf
080938_Rules Resolution_20090604.PDF

081039.**Appointments to City Commission Advisory Boards and Committees (B)**

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MOTION AMENDMENT: Approve the recommendation waiving the probationary period for Douglas B. Nesbit who was appointed to the Development Review Board (DRB).

RECOMMENDATION

The City Commission appoint the following:
William E. Baruch to the Bicycle-Pedestrian Advisory Board for a Term to expire December 31, 2009;
Alfredo E. Gonzalez to the Citizens Adv Comt for Community Development for a Vacancy to expire Nov. 1, 2010;
Theodore Stover to the Citizens Adv Comt for Community Development for a Term to expire Nov. 1, 2011;
Laurel Nesbit to the City Plan Board for a Vacancy to expire November 1, 2010;
Douglas B. Nesbit to the Development Review Board for a Term to expire November 1, 2011;
Colleen Rand to the Gainesville Code Enforcement Board for a Term to expire August 1, 2012;
William T. Hammond to the Gainesville Energy Advisory Committee for a Term to expire Sept. 30, 2011;
Erica J. Rodriguez Merrell to the Gainesville Human Rights Board for a Term to expire Feb. 22, 2012;
Shel E. Packer to the Gainesville Human Rights Board for a Term to expire Feb. 22, 2012;
Deborah L. Duffie to the Gvl/Alachua County Cultural Affairs Board for a Term to expire Sept. 30, 2012;
Charlie W. Pedersen to the Nature Centers Commission for a Vacancy to expire Nov. 1, 2010;
Jon Reiskind to the Nature Centers Commission for a Vacancy to expire Nov. 1, 2010;
Ivor Kincaide to the Tree Advisory Board for a Term to expire January 1, 2012;
Robert Simons to the Tree Advisory Board for a Term to expire January 1, 2012;
Robert Simons to the Tree Board of Appeals for a Term to expire January 1, 2012; and
Jon Reiskind to the Wild Spaces & Public Places Citizen Oversight Committee for a Term to expire May 7, 2012.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan
081039_Appointments.pdf

COMMISSION COMMENT

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NOTE: Mayor Hanrahan left the meeting room and Mayor-Commissioner Pro Tem Henry assumed the gavel.

Commissioner Thomas Hawkins

1. 100th Anniversary of the Thomas Center - February 9, 2010 - See following referral item #090023.

090023.

Thomas Center - 100th Anniversary (NB)

RECOMMENDATION *The City Commission refer the issue of recognizing the Thomas Center's 100th anniversary to the Recreation, Cultural Affairs and Public Works Committee.*

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, that this matter be Referred to the Recreation, Cultural Affairs and Public Works Committee. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa and Thomas Hawkins
Absent: Pegeen Hanrahan

Commissioner Lauren Poe

1. Neighborhood Charrette for the Materials Storage Facility at the 39th Avenue Public Works Compound - See following referral item #090024.
2. Materials Storage Centers around the City - staff to provide analysis, cost of a feasibility study - GRU and General Government staff to bring back a presentation.

090024.

Funding for Charrettes for the Public Works Compound Redevelopment, North Main Street and the Grove Street Neighborhood (NB)

RECOMMENDATION *The City Commission request that the City Manager: 1) Include in the upcoming budget cycle the issue of funding up to \$15,000 to \$20,000 for a charrette to be held on the redevelopment of the Public Works materials storage site; and 2) also include another charrette for the North Main Street Area from NW 8th Ave to NW 16th Ave, including the Grove*

Street Neighborhood.

A motion was made by Commissioner Poe, seconded by Commissioner Hawkins, that this matter be Referred to the City Manager, due back on November 7, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa and Thomas Hawkins
Absent: Pegeen Hanrahan

RECONSIDERATION OF CONSENT ITEM #081041

NOTE: Mayor Hanrahan re-entered the meeting room and assumed the gavel.

*Commissioner Lowe moved and Commissioner Hawkins seconded to reconsider Consent item #081041 - See below.
(VOTE: 7-0, MOTION CARRIED)*

081041.**Prioritization of the City of Gainesville's Projects submitted for the Federal Transportation Reauthorization Bill Funding (NB)**

AMENDMENT: Switched the priority of SW 62nd Blvd. from number one (1) to number two (2); making Depot Avenue number one (1) priority.

RECOMMENDATION

The City Commission: 1) approve the prioritization of the City of Gainesville's federal transportation reauthorization appropriation requests as recommended by staff; and 2) authorize the Mayor to draft a letter to transmit the priority list to the federal delegation.

Alternative Recommendation

The City Commission: 1) reprioritize the attached list of federal transportation authorization appropriation requests and direct staff to utilize the revised list in the federal appropriation request process; and 2) authorize the Mayor to draft a letter to transmit the priority list to the federal delegation.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Commissioner Jack Donovan

Mayor Pegeen Hanrahan

1. *Committee Assignments - See following file #090022.*
2. *Shands at Alachua General Hospital closing.*

090022.

Mayor Pegeen Hanrahan - Committee Assignments (B)

AMENDMENT: Added Commissioner Hawkins and Commissioner Donovan as Canvassing Board members for the next election; and moved Commissioner Mastrodicasa from EDUCC to Recreation, Cultural Affairs and Public Works Committee. (Mayor's Committee Assignments Attached).

RECOMMENDATION *The City Commission confirm the Mayor's committee assignments.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

090022_COMMITTEES_20090507.pdf

CITIZEN COMMENT (If time available)

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

ADJOURNMENT - 8:42 PM

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Kurt M. Lannon, Clerk of the Commission