

# **City of Gainesville**

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



## **Meeting Minutes**

**Monday, November 28, 2005**

**1:00 PM**

**City Hall Auditorium**

## **City Commission**

*Mayor Pegeen Hanrahan (At Large)  
Mayor-Commissioner Pro Tem Chuck Chestnut (District 1)  
Commissioner Warren Nielsen (At Large)  
Commissioner Rick Bryant (At Large)  
Commissioner Ed Braddy (District 2)  
Commissioner Jack Donovan (District 3)  
Commissioner Craig Lowe (District 4)*

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

## CALL TO ORDER - 1:06 PM

## ROLL CALL

Present: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

## INVOCATION

## CONSENT AGENDA

*MOTION: Commissioner Bryant moved Commissioner Nielsen seconded to adopt the Consent Agenda with the following modifications.*

*(VOTE: 7-0, MOTION CARRIED)*

### *MODIFICATIONS:*

- 1. File #050703 - City Commission Minutes of November 14, 2005 - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).*
- 2. File #050679 - Plan Board Appointments - (Remove from the Consent Agenda and place on the regular agenda for discussion). NOTE: A citizen came before the City Commission and requested that the Plan Board appointments be heard after 6:00 PM. It was decided by the Commission to continue this discussion to the next regular City Commission Meeting (December 12, 2005).*

## CITY MANAGER, CONSENT AGENDA ITEMS

### 050193

#### **Hogtown Creek NW 8th Avenue Culvert Sediment Removal (B)**

**This item will increase by \$22,500 the amount of the purchase order and contract with Subaqueous Services, Inc. for sediment removal at the Hogtown Creek NW 8th Avenue Culvert.**

#### RECOMMENDATION

*The City Commission authorize the City Manager, or designee, to execute a modification to the existing purchase order and contract for the sediment removal from the Hogtown Creek NW 8th Avenue Culvert issued to Subaqueous Services, Inc. for additional work, increasing the amount of the purchase order from \$129,069 to \$151,569.*

*Alternative Recommendation A: The City Commission deny the contract amendment request. This action would eliminate funding from the NRCS in the amount of \$113,676.75 plus in kind costs, making the City of Gainesville responsible for the entire project cost of \$151,569 plus in kind costs. These costs would be taken from the Stormwater Management Utility*

*Fund. In addition, the contractor has performed in good faith as per the direction of staff and is entitled to just compensation. Failure to provide that compensation may expose the City to further costs.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### **050591**

**Request to Refer the Realignment of NE 12th Avenue to the Public Works Committee (B)**

**This item requests the City Commission refer to the Public Works Committee for their review and recommendation regarding issues associated with the request from Wal-Mart for the realignment of NE 12th Avenue between Waldo Road and the Cedar Grove neighborhood.**

**RECOMMENDATION**

*The City Commission refer to the Public Works Committee the review and recommendations regarding issues associated with the potential realignment of NE 12th Avenue between Waldo Road and the Cedar Grove neighborhood.*

*Alternative Recommendation A: The City Commission direct the City Manager to address a request to realign NE 12th Avenue between Waldo Road and the Cedar Grove neighborhood through the general development review and approval process. There is no fiscal impact at this time.*

*Alternative Recommendation B: The City Commission direct the City Manager to work with Wal-Mart representatives to schedule public hearings for right of way vacation of appropriate portions of NE 12th Avenue between Waldo Road and the Cedar Grove neighborhood at a future date. There is no fiscal impact at this time.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### **050596**

**Twelfth Amendment to the Contract for Professional Consulting Services for the East Gainesville Sprout Project (B)**

**This item involves a request for the City Commission to approve additional services and compensation for consulting services for the project.**

**RECOMMENDATION**

*Recommended Motion: The City Commission: 1) accept the additional work described for the project, 2) authorize the City Manager or designee to execute Amendment # 12, and 3) to*

increase the current purchase order by \$370,588 for an amount not to exceed \$2,296,667.

*Alternative Recommendation A: The City Commission: 1) accept the additional work for the dewatering activities as outlined in item 5.2.3 for the project, 2) authorize the City Manager or designee to execute Amendment # 12 that includes only item 5.2.3 and to increase the current purchase order by \$150,306 for an amount not to exceed \$2,076,385, and 3) refer the balance of the request back to staff for further analysis. Funding for the stormwater work would remain available from the State Revolving Fund loan obtained for the project.*

*Alternative Recommendation B: The City Commission refer the request back to staff for further review. The fiscal impact will be deferred with this action.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### 050627

#### **Request to Extend Fleet Accident Management Service Agreement (B)**

**This item involves exercising an option to extend the contract for Fleet Accident Management Services for one (1) year which will be the first of three (3) one-year extensions allowed in the Agreement.**

#### **RECOMMENDATION**

*Recommended Motion: Based on the success of the program, staff is recommending that the City Commission: 1) approve a one-year extension of the current contract with The CEI Group, Inc.; and 2) authorize the City Manager or his designee to execute the contract extension.*

*Alternative Recommendation A: Other alternatives include returning to the former process at a higher cost to the City or to rotate the service through several Paint & Body vendors, which will result in increased staff time and vehicle downtime.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### 050630

#### **Contract for the Purchase and Installation of Carpet in City Hall (B)**

**This item is for contracts to purchase and install new carpeting on all floors of City Hall.**

#### **RECOMMENDATION**

*Recommended Motion: The City Commission authorize the City Manager to: 1) enter into a contract with Gainesville*

*Carpet and Flooring to replace the carpet in the City Attorney's area, the City Auditor's area and on the 3rd floor of City Hall in an amount not to exceed \$38,000 which includes a 10% contingency; and 2) to enter into a contract with Workplace Solutions, Inc., to replace the carpet in the City Commission area and the rest of the first floor plus the balance of City Hall not already designated in an amount not to exceed \$58,000 which includes a 10% contingency.*

*Alternative Recommendation A: The City Commission authorize the City Manager to enter into a contract with Workplace Solutions, Inc., of Jacksonville, to replace the carpet in City Hall with a less expensive grade carpet that did not pass the equivalency specification for an amount not to exceed \$88,480.26 which also includes a 10% contingency.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### 050631

#### **Enhancements for the Gainesville Solar Walk (B)**

**This item is a request for the City Commission to authorize the Art in Public Places Trust to fund additional enhancements to the "Gainesville Solar Walk".**

#### **RECOMMENDATION**

*Recommended Motion: The City Commission: 1) support and approve the APPT recommendations for the Solar Walk enhancements and authorize execution of a contract with Elizabeth Indianos for the two benches and repair work totaling \$5,050, (Ms. Indianos' original contract stipulated that any additional work on the project or repairs be done by her); 2) authorize the interpretative signage to be contracted with Crystal Graphics, Inc. in the amount of \$2,750; and 3) authorize the Trust's donor plaque to be created by The Creative Workshop in the amount of \$740.*

*Alternative Recommendation A: The City Commission denies support for the request by the APPT to continue enhancements to the Solar Walk.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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### 050632

#### **Renewal of Blue Cross Blue Shield of Florida, Inc. Administrative Services Contract (B)**

**This item involves a request for the City Commission to approve the renewal of Blue Cross Blue Shield of Florida, Inc. as the third party administrator and network provider for the City of Gainesville's Self-funded Health Plan.**

**RECOMMENDATION**

*The City Commission authorize the City Manager or his designee to negotiate and execute the renewal of the Administrative Services Contract with Blue Cross and Blue Shield of Florida, Inc., subject to approval from the City Attorney as to form and legality.*

*Alternative:*

*This item has been specified sourced and the renewal approved annually by the City Commission, due to Blue Cross and Blue Shield's extensive provider network, market share, and flexibility in plan design. In addition, the possibility of requiring employees to leave their current medical providers could have a significant impact on our covered members. However, should the City Commission wish, a formal Request for Proposals/Qualification process could be initiated in 2006 with any changes in supplier/coverages to be incorporated into the health plan year beginning January 1, 2007. The fiscal impact of this change is unknown at this time. Any savings or additional costs associated with a change in provider will be dependent on the network discounts available to our health plan.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050652**

**Annexation of Beville/Dautel Property (B)**

**This item is the continuation of annexation of parcels to Gatorland Investments in the SW 20th Avenue area.**

**RECOMMENDATION**

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

*Alternative Recommendation: The City Commission deny acceptance of the petitions.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050659****Breathing Air Compressor (B)****Request to purchase a breathing air compressor for the Fire Rescue Department****RECOMMENDATION**

*Recommended Motion: The City Commission authorize the City Manager to: 1) execute the purchase order to Channel Innovations Corporation for the purchase of a breathing air compressor system in the amount not to exceed \$28,805; 2) establish a capital account for transfer of the donations received and FY 2005 year-end operating funds; and 3) execute any other necessary documents, pending review by the City Attorney as to form and legality.*

*Alternative Recommendation A: The City Commission request staff consider the model without the drain valve. In an effort to look for a less expensive unit, staff received a quote for \$27,000. This model does not have a drain valve, is harder to use, and has a smaller pump volume requiring the compressor to work harder and longer to accomplish the same system refill.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS****050536****Independent Consultation on Options for Meeting the Electrical Supply Needs of the Gainesville Community (NB)**

**The selection of GDS Associates, Inc. to review and prepare a written opinion on ICF Consulting's draft report on options for meeting future electrical supply needs of the Gainesville community.**

**RECOMMENDATION**

*The City Commission: Authorize the General Manager or his designee to negotiate and executive the contract not to exceed \$25,000 with GDS Associates, Inc., subject to approval of the City Attorney as to form and legality, for review of the written draft report prepared by ICF Consulting, Independent Consultant for meeting the electrical supply needs of the Gainesville community.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050692****Purchase of Combustible Gas Indicators (NB)**

**RECOMMENDATION**      *The City Commission approve the issuance of a purchase order to J and N Enterprises, as a specified source, for combustible gas indicators in the amount of \$51,951.85.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050693**

**Extension of Contract for Customer Bulletin (NB)**

**Staff is requesting to execute an amendment to the contract with Beechler Waters Commercial Printers and Mailers for printing the Customer Bulletin.**

**RECOMMENDATION**      *The City Commission authorize the General Manager, or his designee, to execute an amendment to the contract with Beechler Waters Commercial Printers and Mailers, subject to approval of the City attorney as to form and legality, for printing the Customer Bulletin and approve the issuance of a purchase order to Beechler Waters Commercial Printers and Mailers in an amount not-to-exceed \$72,000.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050694**

**Contract for Installation of Underground Gas Pipeline (B)**

**Staff is requesting to execute a three year contract with T.B. Landmark Construction, Inc., for the installation of underground gas pipelines.**

**RECOMMENDATION**      *The City Commission: 1) authorize the General Manager or his designee to execute a three year contract with T.B. Landmark Construction, Inc., for the installation of underground gas pipelines, subject to the approval of the City Attorney as to form and legality, and 2) approve the issuance of purchase orders to T.B. Landmark Construction in amounts not to exceed budgeted amounts in each fiscal year.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050695**

**Agreement for Telecommunications Consulting Services - HIKE & Co., Inc. (NB)**

**Staff requests authorization to negotiate and execute a contract amendment with HIKE & Company, as a specified source, for telecommunications consulting services on an as needed basis for a twelve-month term ending January 13, 2007.**



**RECOMMENDATION**

*The City Commission: 1) Authorize the General Manager or his designee to negotiate and execute a contract amendment with HIKE & Company, as a specified source, for telecommunications consulting services on an as needed basis for a twelve-month term ending January 13, 2007, subject to the approval of the City Attorney as to form and legality; and 2) Approve the issuance of purchase orders in amounts not exceeding \$75,000 for these services.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**CITY ATTORNEY, CONSENT AGENDA ITEMS****CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS****050670****Resignation of Student Adjunct Advisory Board/Committee Member Ashlee Dozier (B)****RECOMMENDATION**

*The City Commission accept the resignation of Student Adjunct Member Ashlee Dozier from the Public Recreation Board effective immediately.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050691****Resignation of Student Adjunct Advisory Board/Committee Member Justin Kristan (B)****RECOMMENDATION**

*The City Commission accept the resignation of Student Adjunct Member Justin Kristan from the Bicycle-Pedestrian Advisory Board effective immediately.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050700****Resignation of Advisory Board/Committee Member Jack Hughes from the Nature Centers Commission (B)****RECOMMENDATION**

*The City Commission accept the resignation of Jack Hughes from the Nature Centers Commission effective immediately.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050671****Advisory Board/Committee Appointment of Laura N. NeSmith to the Art in Public Places Trust (NB)**

**RECOMMENDATION**     *The City Commission appoint Laura N. NeSmith to the Art in Public Places Trust for a term to expire November 1, 2008.*  
*Commissioner Braddy: NeSmith*  
*Commissioner Bryant: Taylor*  
*Commissioner Chestnut: NeSmith*  
*Commissioner Donovan: Taylor*  
*Commissioner Lowe: NeSmith*  
*Commissioner Nielsen: NeSmith*  
*Mayor Hanrahan: NeSmith*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050672****Advisory Board/Committee Appointment of John W. Holloway to the Bicycle-Pedestrian Advisory Board (NB)**

**RECOMMENDATION**     *The City Commission appoint John W. Holloway to the Bicycle-Pedestrian Advisory Board for a term to expire December 31, 2008.*  
*Commissioner Braddy: Holloway*  
*Commissioner Bryant: Holloway*  
*Commissioner Chestnut: Holloway*  
*Commissioner Donovan: Stoffs*  
*Commissioner Lowe: Stoffs*  
*Commissioner Nielsen: Stoffs*  
*Mayor Hanrahan: Holloway*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050675****Advisory Board/Committee Appointments of James D. Harnsberger, Mary E. Litrico and Debra Neill-Mareci to the Board of Adjustment. (NB)**

**RECOMMENDATION**     *The City Commission appoint James D. Harnsberger and Mary E. Litrico for terms to expire November 1, 2008 and appoint Debra Neill-Mareci for a vacancy to expire November 1, 2006 to the Board of Adjustment .*  
*Commissioner Braddy: Harnsberger, Litrico and Neill-Mareci*  
*Commissioner Bryant: Ervin, Harnsberger and Neill-Mareci*  
*Commissioner Chestnut: Ervin, Harnsberger and Neill-Mareci*  
*Commissioner Donovan: Harnsberger, Litrico and*

*Neill-Mareci*

*Commissioner Lowe: Harnsberger, Litrico and Neill-Mareci*

*Commissioner Nielsen: Harnsberger, Litrico and  
Neill-Mareci*

*Mayor Hanrahan: Harnsberger, Litrico and Neill-Mareci*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050676**

**Advisory Board/Committee Appointments of Mary Lou Anderson, Mary H. Freeman and Gloria Lopez to the Citizens' Advisory Committee for Community Development (NB)**

**RECOMMENDATION**

*The City Commission appoint Mary Lou Anderson, Mary H. Freeman and Gloria Lopez to the Citizens' Advisory Committee for Community Development for terms to expire November 1, 2008.*

*Commissioner Braddy: Freeman, Lopez and Readvertise*

*Commissioner Bryant: Anderson, Freeman and Lopez*

*Commissioner Chestnut: Anderson, Freeman and Lopez*

*Commissioner Donovan: Anderson, Freeman and Lopez*

*Commissioner Lowe: Anderson, Freeman and Lopez*

*Commissioner Nielsen: Freeman and Readvertise*

*Mayor Hanrahan: Anderson, Freeman and Lopez*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050678**

**Advisory Board/Committee Appointments of Feliz M. Berardo, Nancy K. Heiser, Beth W. Jordan, Danika R. Randolph, and Taryn L. Stoffs to the City Beautification Board (NB)**

**RECOMMENDATION**

*The City Commission appoint Felix M. Berardo, Danika R. Randolph, and Taryn L. Stoffs and reappoint Nancy K. Heiser and Beth W. Jordan, to the City Beautification Board for terms to expire November 1, 2008.*

*Commissioner Braddy: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Commissioner Bryant: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Commissioner Chestnut: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Commissioner Donovan: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Commissioner Lowe: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Commissioner Nielsen: Berardo, Heiser, Jordan, Randolph and Stoffs*

*Mayor Hanrahan: Berardo, Heiser, Jordan, Randolph and Stoffs*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050679**

**Advisory Board/Committee Appointments of Lauren W. McDonell, Matthew A. Cole and Jon Reiskind to the City Plan Board. (B)**

**RECOMMENDATION**      *The City Commission appoint Lauren W. McDonell for a vacancy to expire November 1, 2007, and reappoint Matthew A. Cole and Jon Reiskind for terms to expire November 1, 2008 on the City Plan Board.*  
*Commissioner Braddy: Cole, Varnes and Walls*  
*Commissioner Bryant: Cole, Reiskind and Varnes*  
*Commissioner Chestnut: McDonell, Reiskind and Varnes*  
*Commissioner Donovan: McDonell, Reiskind and Walls*  
*Commissioner Lowe: Cole, McDonell, and Reiskind*  
*Commissioner Nielsen: Cole, McDonell, and Reiskind*  
*Mayor Hanrahan: Cole, McDonell, and Reiskind*

**This Matter was Continued for December 12, 2005 on the Consent Agenda.**

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**050680**

**Advisory Board/Committee Appointments of Stephen R. Boyes and Taylor T. Brown to the Development Review Board (NB)**

**RECOMMENDATION**      *The City Commission reappoint Stephen R. Boyes and appoint Taylor T. Brown to the Development Review Board for terms to expire November 1, 2008.*  
*Commissioner Braddy: Patel and Re-advertise*  
*Commissioner Bryant: Boyes and Brown*  
*Commissioner Chestnut: Boyes and Brown*  
*Commissioner Donovan: Boyes and Brown*  
*Commissioner Lowe: Boyes and Brown*  
*Commissioner Nielsen: Boyes and Brown*  
*Mayor Hanrahan: Boyes and Brown*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050683**

**Advisory Board/Committee Appointment of Alfred H. Smith to the Gainesville Enterprise Zone Development Agency (NB)**

**RECOMMENDATION**      *The City Commission reappoint Alfred H. Smith (Code Enforcement Officer) to the Gainesville Enterprise Zone Development Agency for a term to expire March 31, 2008.*

*Commissioner Braddy: Smith*  
*Commissioner Bryant: Smith*  
*Commissioner Chestnut: Smith*  
*Commissioner Donovan: Smith*  
*Commissioner Lowe: Smith*  
*Commissioner Nielsen: Smith*  
*Mayor Hanrahan: Smith*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050684**

**Advisory Board/Committee Appointment of Mary Ann Gularte to the Gainesville Human Rights Board (NB)**

**RECOMMENDATION**     *The City Commission appoint Mary Ann Gularte to the Gainesville Human Rights Board for a term to expire February 2, 2008.*  
*Commissioner Braddy: Gularte*  
*Commissioner Bryant: Gularte*  
*Commissioner Chestnut: Gularte*  
*Commissioner Donovan: Gularte*  
*Commissioner Lowe: Gularte*  
*Commissioner Nielsen: Gularte*  
*Mayor Hanrahan: Gularte*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050685**

**Advisory Board/Committee Appointment of Gloria Lopez to the Gainesville/Alachua County Cultural Affairs Board (NB)**

**RECOMMENDATION**     *The City Commission appoint Gloria Lopez to the Gainesville/Alachua County Cultural Affairs Board for a term to expire September 30, 2008.*  
*Commissioner Braddy: Lopez*  
*Commissioner Bryant: Lopez*  
*Commissioner Chestnut: Readvertise*  
*Commissioner Donovan: Lopez*  
*Commissioner Lowe: Lopez*  
*Commissioner Nielsen: Lopez*  
*Mayor Hanrahan: Readvertise*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050686**

**Advisory Board/Committee Appointment of Jeanna M. Mastrodicasa and**

**William E. Warinner to the Historic Preservation Board (NB)**

**RECOMMENDATION**     *The City Commission reappoint Jeanna M. Mastrodicasa and appoint William E. Warinner to the Historic Preservation Board for terms to expire June 1, 2008.*  
*Commissioner Braddy: Warinner and Readvertise*  
*Commissioner Bryant: Mastrodicasa and Warinner*  
*Commissioner Chestnut: Mastrodicasa and Warinner*  
*Commissioner Donovan: Mastrodicasa and Warinner*  
*Commissioner Lowe: Mastrodicasa and Warinner*  
*Commissioner Nielsen: Mastrodicasa and Warinner*  
*Mayor Hanrahan: Mastrodicasa and Warinner*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050687**

**Advisory Board/Committee Appointments of Alison M. Erlenback and Susan K. Jacobson to the Nature Centers Commission (NB)**

**RECOMMENDATION**     *The City Commission appoint Alison M. Erlenback and Susan K. Jacobson to the Nature Centers Commission for terms to expire November 1, 2008.*  
*Commissioner Braddy: Erlenbach and Jacobson*  
*Commissioner Bryant: Erlenbach and Jacobson*  
*Commissioner Chestnut: Erlenbach and Jacobson*  
*Commissioner Donovan: Erlenbach and Jacobson*  
*Commissioner Lowe: Erlenbach and Jacobson*  
*Commissioner Nielsen: Erlenbach and Jacobson*  
*Mayor Hanrahan: Erlenbach and Jacobson*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050688**

**Advisory Board/Committee Appointments of Paula D. Austin, Priscilla Caplan, John A. Hughes, Sunil B. Patel and Mark R. Wellner to the Public Recreation Board (NB)**

**RECOMMENDATION**     *The City Commission appoint Paula D. Austin to a term to expire June 1, 2008, reappoint Priscilla Caplan and John A. Hughes to terms to expire June 1, 2008, and appoint Sunil B. Patel and Mark R. Wellner to vacancies to expire June 1, 2007 on the Public Recreation Board.*  
*Commissioner Braddy: Caplan, Gibbons, Hughes, Krajick and Wellner*  
*Commissioner Bryant: Austin, Caplan, Hughes, Patel and Wellner*  
*Commissioner Chestnut: Austin, Caplan, Hughes, Ngozi, and Patel*

*Commissioner Donovan: Austin, Caplan, Hughes, Welge and Wellner*

*Commissioner Lowe: Austin, Caplan, Hughes, Ngozi, and Patel*

*Commissioner Nielsen: Caplan, Hughes, Patel, Welge and Wellner*

*Mayor Hanrahan: Austin, Caplan, Hughes, Ngozi and Welge*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050689**

**Advisory Board/Committee Appointment of Valerie Rosenkrantz to the Regional Transit System Advisory Board (NB)**

**RECOMMENDATION**

*The City Commission appoint Valerie Rosenkrantz to the Regional Transit System Advisory Board for a term to expire June 1, 2008.*

*Commissioner Braddy: Rosenkrantz*

*Commissioner Bryant: Rosenkrantz*

*Commissioner Chestnut: Rosenkrantz*

*Commissioner Donovan: Rosenkrantz*

*Commissioner Lowe: Rosenkrantz*

*Commissioner Nielsen: Rosenkrantz*

*Mayor Hanrahan: Rosenkrantz*

**This Matter was Approved as Recommended on the Consent Agenda.**

**050690**

**Advisory Board/Committee Appointments of Joe Durado and Francis Putz to the Tree Advisory Board (NB)**

**RECOMMENDATION**

*The City Commission appoint Joe Durado and Francis Putz to the Tree Advisory Board for terms to expire January 1, 2008.*

*Commissioner Braddy: Durado and Putz*

*Commissioner Bryant: Durado and Putz*

*Commissioner Chestnut: Durado and Putz*

*Commissioner Donovan: Durado and Putz*

*Commissioner Lowe: Durado and Putz*

*Commissioner Nielsen: Durado and Putz*

*Mayor Hanrahan: Durado and Putz*

**This Matter was Approved as Recommended on the Consent Agenda.**

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**

**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****AUDIT AND FINANCE COMMITTEE, CONSENT****050648 Review of General Fund Forecasted Revenues and Other Sources of Funds for the Fiscal Year Ending September 30, 2006 (B)**

**RECOMMENDATION**     *The City Commission accept the City Auditor's report.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050649 Summary Report of Payroll Payoff Procedures for Fiscal Year 2005 (B)**

**RECOMMENDATION**     *The City Commission accept the City Auditor's report.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050650 Petty Cash and Change Fund Counts for Fiscal Year 2005 (B)**

**RECOMMENDATION**     *The City Commission accept the City Auditor's report.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**PUBLIC SAFETY COMMITTEE, CONSENT****050230 Homeland Security Issues (B)**

**RECOMMENDATION**     *The City Commission receive the Homeland Security report presented to the Public Safety Committee and remove this item from the committee's pending referral list.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**050224 Bank of America - Robert Pearce - Citizen Comment (B)**



**RECOMMENDATION**

*The City Commission 1) authorize the Public Safety Committee to send a letter to the Bank of America in an effort to abate the noise concerns addressed by Mr. Pearce and 2) retain this item on the Public Safety Committee's referral list until after a response has been received by Bank of America.*

**This Matter was Approved as Recommended on the Consent Agenda.**

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**041097****City Co-Sponsorship and Expense Allocation for Public Events (NB)**

**This is a request to remove the item from the Public Safety Committee's referral list.**

**RECOMMENDATION**

*The City Commission remove this item from the Public Safety Committee pending referral list.*

**This Matter was Approved as Recommended on the Consent Agenda.**

**Passed The Consent Agenda**

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS****END OF CONSENT AGENDA****ADOPTION OF THE REGULAR AGENDA**

*MOTION: Mayor-Commissioner Pro Tem Chestnut moved and Commissioner Nielsen seconded to adopt the Regular Agenda with the following modifications. (VOTE: 7-0, MOTION CARRIED)*

***MODIFICATIONS:***

*1. File #050669 - Voluntary Annexation - Beville - (Additional back-up submitted from Alachua County).*

*2. A motion to waive the rules to:*

- 1) hear #050389 - Board of Adjustment - at approximately 1:30 PM- NOTE: (The back-up has correct language/new text file version 7);
- 2) hear File #050703 - City Commission Minutes - at the end of the afternoon;
- 3) hear File # 050471 Charter Review Committee at 7:00 PM Time Certain;
- 4) hear File #050589 EPAC Report at 8:00 PM Time Certain.
- 5) File #050637 - Adoption of College Park University Heights Redevelopment Plan - (New title: "A resolution of the City of Gainesville, Florida, approving the amended College Park/University Heights Community Redevelopment Plan, modifying and extending the boundaries of the College Park/University Heights Community Redevelopment Area; and providing an immediate effective date"; and new recommendation to adopt the resolution; and to hear under Public Hearings)."

## CHARTER OFFICER UPDATES

## CLERK OF THE COMMISSION

## CITY MANAGER

### 050614

#### Depot Park Update (B)

**This item is a status report on the current construction activities and ongoing planning of site cleanup and reuse.**

*Community Redevelopment Agency Project Coordinator Matt Dube' gave a presentation.*

**RECOMMENDATION**      *Hear a presentation from staff on the status of the project.*

**Heard**

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## WAIVER OF RULES ITEM - TIME CERTAIN 1:30 PM

### 050389

#### Board of Adjustment (B)

**The City Commission referred various issues associated with the Board of Adjustment to the Community Development Committee. The Committee has completed its discussion and recommends several changes to Board of Adjustment functions and processes.**

*Community Development Director Tom Saunders gave a presentation.*

*Chair Hanrahan recognized Dr. Jimmy Harnsberger who spoke to the matter.*

**RECOMMENDATION**      *Community Development Committee to the City Commission:  
1) staff provide information to neighborhoods regarding*

*vacancies on the BOA; 2) staff provide an orientation session for new BOA members and training for the BOA; 3) the City Commission initiate a petition to amend the Land Development Code to establish term limits for Board of Adjustment members; to establish preferred (not required) backgrounds or experience in urban planning, architecture, landscape architecture, law, development or construction for three out of the five Board of Adjustment members; to amend the appeals process for appeals of administrative decisions, so that after administrative appeal levels are exhausted, the appeal is to a hearing officer for recommendation to the BOA for a BOA hearing and decision if facts are in dispute, and to the BOA directly if facts are not in dispute (and with the BOA authorized in either case to overturn staff's decision only with an affirmative vote by 4 members of the BOA), with appeal of the BOA decisions on administrative decisions to the City Commission; and to eliminate the opportunity for reestablishment of uses once the use becomes nonconforming and then lapses for a period of nine months; 4) the City Commission authorize the City Attorney to prepare an ordinance to eliminate certain of the rarely used appeals to the BOA; 5) the City Commission authorize the City Attorney's office and staff to prepare revised rules for the BOA consistent with the above changes once the City's codes are revised; and 6) remove this item from the referral list.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## GENERAL MANAGER FOR UTILITIES

### 050697

#### **Advanced Utility Services University Corners Project (B)**

**Staff is proposing to provide chilled water, emergency electrical generation, and communications services including Internet, high speed data, telephone, and video to University Corners on a contractual basis. The terms and conditions for these services have been broadly defined in the Memorandum of Understanding and staff needs authorization to negotiate the required final agreement(s).**

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

*AMENDMENT: Strike language in the recommendation "a network for the delivery*

*and distribution of advanced communication services such as Internet access, private line data, telephone, and video entertainment" and insert "fiber optic infrastructure".*

**RECOMMENDATION**

*The City Commission authorize the General Manager or his designee to negotiate and execute final agreement pursuant to the attached Memorandum of Understanding with University Development of Gainesville, LLC, for Gainesville Regional Utilities to provide advanced utility services to the University Corners Development, including chilled water for air conditioning, emergency generation, and a network for the delivery and distribution of advanced communication services such as Internet access, private line data, telephone, and video entertainment, subject to approval of the City Attorney as to form and legality.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

**COMMITTEE REPORTS (PULLED FROM CONSENT)**

**PUBLIC SAFETY COMMITTEE**

**050495**

**Request to Review Tow Rates and Status of Towing Advisory Board (B)**

*GPD Captain Ray Weaver gave a presentation.*

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

*Chair Hanrahan recognized Ultimate Towing Representative Katherine M. Smaha, P.A. who spoke to the matter.*

*DIVIDE THE PREVIOUS QUESTION MOTION: Commissioner Braddy moved and Commissioner Donovan seconded to divide the previous question.*

*FIRST PART OF THE DIVIDED QUESTION: Element 2 of the recommendation.  
(VOTE: 2-5, Commissioners Braddy & Donovan - Yes; and Commissioner's Bryant, Chestnut, Lowe, Nielsen and Mayor Hanrahan - No, MOTION FAILED)*

*SECOND PART OF THE DIVIDED QUESTION: Element's 1, 3, 4, and 5 of the recommendation.  
(VOTE: 4-3, Commissioners Braddy, Bryant, Chestnut, and Donovan - Yes; and Commissioner Lowe, Nielsen and Mayor Hanrahan - No, MOTION CARRIED)*

**RECOMMENDATION**      *The City Commission 1) accept the Public Safety Committee's recommendation to increase the roam tow fees from \$76 to \$84 effective January 1, 2005, 2) consider an amendment to the ordinance for future increases that the city accept an annual percentage increase (or decrease) reflecting the Transportation CPI or 2%, whichever is lower, 3) officially sunset the Towing Advisory Board, 4) take necessary action to set the maximum fees by resolution of the City Commission prior to December 31st, and 5) retain the roam towing discussion on the Public Safety Committee referral list for discussion of future survey rate information, to be provided by the City Manager, as noted in the explanation.*

**Approved, as shown above - See Motion(s)**

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## **050217**

### **GFR Fire Fighter Staffing and Equipment Policies (NB)**

*Gainesville Fire Rescue Fire District Chief Gene Prince and International Association of Firefighter's Representative Jeff Lane gave presentations.*

*MOTION: 1) Authorize the City Manager to fund the station paging through the bond issuance; 2) direct the City Manager to: a) conduct an analysis of fire and rescue overtime and minimum staffing levels to determine the necessary level of funding for FY 07-08; and b) analyze the feasibility of adding fire station in Northwest Gainesville; 3) the Public Safety Committee continue to review service delivery levels to report back to the City Commission as appropriate; and 4) (in addition to the staff recommendation) request that the City Manager provide to the City Commission a report in response to the recommendations that Mr. Lane put forward.*

*(VOTE: 7-0, MOTION CARRIED)*

*Chair Hanrahan recognized Walter Willard who spoke to the matter.*

**RECOMMENDATION**      *The City Commission refer the broad policy issue of fire*

*fighter staffing and equipment to the Public Safety Committee and bring back a report to the full City Commission.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

GFR5 Firefigher Staffing PPT.pdf

## LEGISLATIVE COMMITTEE

### 050483

#### **2006 State Legislative Statement (B)**

**The City Commission will finalize and prioritize its 2006 State Legislative requests**

*Chair Hanrahan recognized Mark Barnett of Gator Beverage, Dan Burkhardt of Burkhardt Distributors, Robert Zeller of Gator Grog and Copper Monkey, UF Lobbyist Thomas Philpot, Walter Willard and UF Student Body President Joe Goldberg who spoke to the matter.*

*FIRST MOTION (AMENDMENT): Commissioner Chestnut moved and Commissioner Bryant seconded to: 1) Remove the two alcoholic beverage items (Beer Keg Registration and Prohibiting Pricing and Marketing of Alcoholic Beverages) from the Legislative Agenda and 2) refer those items to the Public Safety Committee. (See Referral Item #050723 below)  
(VOTE: 5-2, Commissioner Nielsen and Mayor Hanrahan - No, MOTION CARRIED)*

*SECOND MOTION (WITH AMENDMENT): Commissioner Lowe moved and Commissioner Chestnut seconded to: 1) Approve the overall Legislative Agenda as amended; and 2) consider adding the conservation issue as suggested by Alachua County Commissioner Byerly, and that this item come back on the Consent Agenda at the December 12, 2005 meeting.  
(VOTE: 7-0, MOTION CARRIED)*

#### **RECOMMENDATION**

*The City Commission: 1) Accept the recommendations of the Legislative Subcommittee regarding the 2006 State Legislative Statement or make any changes, additions, or deletions as deemed appropriate, 2) prioritize the funding requests, select four or five legislative requests as Tier One, and 3) direct the City Manager to produce the final 2006 State Legislative Statement for presentation at the December 8, 2005 Alachua County Legislative Delegation Hearing.*

*City Manager's Recommendation: The City Manager has learned that State legislation establishing the Campus Trust Fund, which provides funds to offset the impacts of the University of Florida on host communities, is scheduled to*

*sunset in July 2007. The City Manager recommends that the City Commission add a statement to the 2006 State Legislative Statement advocating for the continuation and full funding of the Campus Trust Fund.*

**Approved, as shown above - See Motion(s)**

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**050723**

**Beer Keg Registration and Marketing of Alcoholic Beverages Legislation (NB)**

**NOTE: These Items were referred to the Public Safety Committee for discussion (See File # 050483 - Legislative Statement Motions)**

**RECOMMENDATION**

*The City Commission refer the issue of Beer Keg Registration and Prohibiting Pricing and Marketing of Alcoholic Beverages from the Legislative Agenda to the Public Safety Committee for discussion.*

**A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Bryant, that this matter be Referred to the Public Safety Committee, due back on May 28, 2006. The motion carried by the following vote:**

**Votes:** Aye: Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

Nay: Pegeen Hanrahan and Warren Nielsen

Prohibiting Pricing and Marketing of Alcoholic Beverages and Beer Keg Regis 050723.pdf

**ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)**

**OUTSIDE AGENCIES**

**MEMBERS OF THE CITY COMMISSION**

**COMMISSION COMMENTS (if time available)**

**RECESS - 5:16 PM**

**RECONVENE - 5:55 PM**

**CITIZEN COMMENT**

**Walter Willard**

*Various Issues*

**Arupa Freeman**

*Homeless - Vietnam Vets*

**COMMISSION COMMENTS (if time available)**

**PLEDGE OF ALLEGIANCE (6:00pm)**

**Brownie Troop #1203**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

**050701**

**Crop Walk Day - Sunday, December 4, 2005 (B)**

**RECOMMENDATION**

*Crop Walk Coordinator Reverend Fred Depenbrock to accept the proclamation.*

**Heard**

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**050702**

**Rosa Parks Day - December 1, 2005 (B)**

**RECOMMENDATION**

*Reverend Milford Lewis Griner to accept the proclamation.*

**Heard**

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**CITIZEN COMMENT - (Continued)**

**Jerry Williamson**

*GPD Complaint*

**Vanessa Henry**

*Men's clothing issue*

**Kali Blount**

*Daycare - Education*



## PUBLIC HEARINGS

### 050637

#### **Adoption of the College Park/University Heights Community Redevelopment Plan (B)**

**A resolution of the City of Gainesville, Florida approving the amended College Park/University Heights Community Redevelopment Plan; modifying and extending the boundaries of the College Park/University Heights Community Redevelopment Area; and providing an immediate effective date.**

*City Community Development Director Tom Saunders, Emily McMinn and Planning Manager Ralph Hilliard gave presentations.*

*Chair Hanrahan recognized Walter Willard and Adam Tecler who spoke to the matter.*

*AMENDMENT TO MAIN MOTION: Page 27, Section 4.2 - Alachua General Hospital (AGH) Site: Second paragraph 2, line 1, amend the language to read "based on maintaining the site as a hospital, the site could be made more valuable by serving a greater number of purposes".*

*SECOND AMENDMENT: Commissioner Braddy moved and Commissioner Chestnut seconded to change the language on page 20, 3.1.6 Objective 6 - Land Acquisition & Redevelopment, second paragraph "Condemnation can be used when necessary for a public purpose".*

*(VOTE: 7-0, MOTION CARRIED)*

*THIRD AMENDMENT: Page 30, Figure 5, Shands AGH Site insert language, "The redevelopment of this site as a new hospital, medical facility, and/or a mixed-use technology transfer hub".*

#### **RECOMMENDATION**

*The City Commission: 1) Adopt the College Park/University Heights Community Redevelopment Plan, as amended by the CRA; 2) authorize the City Attorney to prepare and the Clerk of Commission advertise an ordinance expanding the boundaries of the College Park/University Heights Community Redevelopment Area and setting the base taxable value for the expanded area; 3) adopt the resolution.*

*Alternative Recommendation A: Adopt the plan with modifications and authorize the City Attorney to prepare and the Clerk of Commission advertise an ordinance expanding the boundaries of the College Park/University Heights Community Redevelopment Area and setting the base taxable value for the expanded area.*

*Alternative Recommendation B: Do not adopt the plan.*

**A motion was made by Commissioner Nielsen, seconded by Commissioner Bryant, that this matter be Adopted (Resolution), as amended. The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## **TIME CERTAIN ITEM - 7:00 PM**

### **050471**

#### **CHARTER REVIEW COMMITTEE (B)**

*Senior Assistant City Attorney Charles Hauck gave a presentation.*

*MOTION: Commissioner Braddy moved and Commissioner Lowe seconded to take no action at this time, but encourage the Charter Review Committee continue to bring back options to the City Commission.*

*(VOTE: 6-1, Commissioner Nielsen - No, MOTION CARRIED)*

*Chair Hanrahan recognized Rob Brinkman and Charles Grapski who spoke to the matter.*

**RECOMMENDATION**      *The City Commission consider the presentation from the Charter Review Committee and provide direction.*

*Clerk's Note: The City Commission may waive the rules to hear this item at 7:00 PM.*

#### **No Action Taken**

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## **ORDINANCES, 1ST READING- ROLL CALL REQUIRED**

### **050528**

#### **URBAN SERVICES REPORT - CCGH SOUTH, INC. (B)**

##### **Ordinance No. 0-06-03**

**An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprised of Tax Parcels 06706-025-000 through 06706-030-000 and 06706-035-000 through**

06706-040-000, generally located south of SW 17th Avenue, west of the vicinity of SW 34th Street and the City limits, north of SW 17th Place and east of Tax Parcel 06724-000-000; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

*City Strategic Planner Karen Snyder gave a presentation.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## **041214**

### **URBAN SERVICES REPORT - SANTA FE COMMUNITY COLLEGE AND ADJACENT AREAS (B)**

#### **Ordinance No. 0-05-90**

**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 described as follows: generally located south of State Road 222 (NW 39th Avenue), with an eastern boundary at the western side of section, township, range line 33-09-19 and 28-09-19 and the City limits; north of the City Limits and east of Fort Clarke Boulevard and Interstate 75, as more specifically described in this ordinance; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, 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 Strategic Planner Karen Snyder gave a presentation.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## TIME CERTAIN ITEM - 8:00 PM

### 050589

#### **Environmental Protection Advisory Committee (EPAC) Report on Gainesville Regional Utilities (GRU) Electrical Power Plant Expansion (B)**

*Environmental Protection Advisory Committee (EPAC) Members Rob Brinkman and Dian Deevey gave presentations.*

**RECOMMENDATION**      *The City Commission hear a report as requested in the September 29, 2005, letter.*

*Clerk's Note: The City Commission may waive the rules to hear this item at 8:00 PM*

#### **Heard**

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## ORDINANCES, 1ST READING- (CONTINUED)

### 050662

#### **VOLUNTARY ANNEXATION - KING (B)**

##### **Ordinance No. 0-06-02**

**An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area comprised of Tax Parcel 06714-000-000, located generally south of the city limits, west of SW 34th Street and the city limits, north of the vicinity of SW 20th Avenue and east of Tax Parcel 06724-000-000; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing for persons engaged in any occupation, business, trade or profession within the area; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.**

*City Strategic Planner Karen Snyder gave a presentation.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Craig Lowe and Jack Donovan  
Absent: Edward Braddy and Rick Bryant

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### 050699

#### **VOLUNTARY ANNEXATION - BEVILLE (B)**

##### **Ordinance No. 0-05-99**

**An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area comprised of Tax Parcels 06706-001-000 through 06706-018-000, 06706-031-000 through 06706-034-000, and a portion of 06715-000-000, located generally south of the city limits, west of SW 34th Street and the city limits, north of the vicinity of SW 20th Avenue and east of Tax Parcel 06724-000-000; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing for persons engaged in any occupation, business, trade or profession within the area; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.**

*City Strategic Planner Karen Snyder and City Law Department Extern Parnell Auguste gave presentations.*

*Chair Hanrahan recognized Alachua County Comprehensive Planning Principal Planner Ken Zeichner who spoke to the matter.*

*ADDITIONAL MOTION: Commissioner Braddy and Commissioner Chestnut seconded to authorize the Mayor to reply to Chair Pinkoson's letter and request that the County Commission essentially tell us whether or not they are going to be supportive of these annexation efforts, and if the County has a problem with the Boundary Adjustment Agreement, to clearly articulate those.*

*(VOTE: 7-0, MOTION CARRIED)*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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050447**RIGHT-OF-WAY VACATION - BETWEEN S.E. 4TH AVENUE AND S.E. 4TH PLACE (B)****Ordinance No. 0-06-01, Petition 125SVA-05PB**

**An ordinance of the City of Gainesville, Florida, to vacate, abandon and close a 10-foot wide alleyway generally located east of Southeast 5th Street, west of Sweetwater Branch Creek, and running north and south between Southeast 4th Avenue and Southeast 4th Place; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Jack Donovan

Absent: Craig Lowe

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050242**BUILDING CODE AMENDMENTS (B)****Ordinance No. 0-05-91**

**An ordinance of the City of Gainesville, Florida, amending section 6-3, City of Gainesville Code of Ordinances; updating section 6-3 by adopting the Administration Chapter of the 2004 Florida Building Code (2004); updating and making conforming changes to the existing local amendments to chapter 1 of the Florida Building Code (2004); relocating the text contained in sections 104.5, 104.5.1, 104.5.1.2, 104.5.1.4, 104.5.1.5, 104.6.2, 104.6.4, and 104.6.5 for conformity with the Florida Building Code (2004); stating factors for issuance of a certificate of occupancy as stated in the Florida Building Code (2004); creating specific time limits for completion of construction for both residential and commercial building permits; repealing obsolete language regarding building valuation data; providing directions to the codifier; 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 Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Braddy, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Jack Donovan

Absent: Craig Lowe

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**050595****PENSION PLANS - DIRECT ROLLOVERS TO IRA'S (B)****Ordinance 0-06-05**

**An Ordinance of the City of Gainesville, Florida, amending Chapter 2 of the Code of Ordinances of the City of Gainesville relating to the City of Gainesville Employees Pension Plan and the Consolidated Police Officers and Firefighters Retirement Plan regarding distributions to individual retirement accounts under certain circumstances; 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 Chestnut, seconded by Commissioner Braddy, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Jack Donovan  
Absent: Craig Lowe

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**050667****OCCUPATIONAL LICENSE TAX EXEMPTION FOR AN ADDITIONAL TEN YEARS WITHIN THE GAINESVILLE ENTERPRISE ZONE (B)****Ordinance No. 0-06-09**

**An ordinance of the City of Gainesville amending section 25-50.1 of the Gainesville Code of Ordinances related to the enterprise zone by extending the 50% occupational license tax exemption for an additional ten years: providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**050668****MUNICIPAL TAX ON ELECTRIC ENERGY USED BY QUALIFIED BUSINESSES WITHIN THE GAINESVILLE ENTERPRISE ZONE (B)****Ordinance No. 0-06-10**

An ordinance of the City of Gainesville amending Article II, Section 25-18 of the Gainesville Code of Ordinances related to Public Service Tax by extending the exemption on 50% of the municipal tax on electric energy used by qualified businesses in the enterprise zone for an additional ten years: providing directions to the codifier; providing a severability clause; providing directions to the City Manager or designee; 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 Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**050669****BUILDING PERMIT FEES AND DEVELOPMENT FEES FOR BUSINESSES WITHIN THE GAINESVILLE ENTERPRISE ZONE (B)****Ordinance No. 0-06-11**

An ordinance of the City of Gainesville amending Appendix A, Schedule of Fees, Rates and Charges, of the Gainesville Code of Ordinances to extend the 50% reduction in building permit fees and development fees for those businesses within the Gainesville Enterprise Zone; 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 Chestnut, seconded by Commissioner Lowe, that this matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**050567****ORGANIZATIONAL STRUCTURE OF GENERAL GOVERNMENT (B)****Ordinance No. 0-06-08**



**An ordinance of the City of Gainesville, Florida, amending Chapter 2 of the Code of Ordinances of the City of Gainesville by creating Section 2-196, designating Directors of Departments; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date and limited prospective application.**

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## **ORDINANCES, 2ND READING- ROLL CALL REQUIRED**

### **050115**

#### **SEXUAL OFFENDERS AND SEXUAL PREDATORS (B)**

##### **ORDINANCE NO.: 0-05-96**

**An ordinance of the City of Gainesville relating to sexual offenders and sexual predators; creating and adding a new Article III to Chapter 17 to be titled Sexual Offenders and Sexual Predators; providing definitions; establishing residency requirements, restrictions and penalties; prohibiting certain sexual offenders and sexual predators from residing within a specified distance of schools, daycare centers or parks, as more specifically defined in this ordinance; establishing requirements, responsibility and penalties for property owners and agents that let or rent to certain sexual offenders and sexual predators; providing for sexual offenders and sexual predators to acknowledge responsibilities; amending section 2-339, of the Gainesville Code of ordinances relating to applicable codes and ordinances subject to civil citation; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an immediate effective date.**

*GPD Police Chief Norm Botsford and Police Captain Lynne Benck gave presentations.*

*AMENDMENT: Include Alfred Ring Park and Cofrin Nature Park in the list of Parks in the ordinance.*

*Chair Hanrahan recognized Attorney Gilbert Schaffnit and Kali Blount who spoke to the matter.*

*REFERRAL: Retain this item in the Public Safety Committee.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance as amended.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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Sexual Offenders and Sexual Predators Ord Ver2.doc  
Sex Offender Ordinance Highlights (2).doc  
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#### **050719 Sexual Offenders and Sexual Predators (NB)**

**This item was approved as Ordinance #050115 at the November 28, 2005 City Commission Meeting. It was requested by the City Commission that this item be retained on the Public Safety Committee Referral List.**

*This item is related to Ordinance #050115 which was adopted November 28, 2005. The Commission requested .*

**RECOMMENDATION**      *The City Commission request that the issue of sexual offenders and sexual predators be retained in the Public Safety Committee.*

**A motion was made by Commissioner Braddy, seconded by Commissioner Bryant, that this matter be Referred to the Public Safety Committee. The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

## **WAIVER OF RULES**

*MOTION: Commissioner Chestnut moved and Commissioner Lowe seconded to waive the rules to extend the meeting to 11:30 PM.*

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

## **PLAN BOARD PETITIONS**

### **050485**

**Abandon and Close Public Right-of-Way (B)**

**Petition 45SVA-05 PB, Legislative Matter No. 050485. Brandon Reeb, agent for**

**K.A. Miller, Trustee. Pursuant to Section 30-192(b) of the Gainesville Land Development Code, to vacate, abandon and close public right-of-way located at Southeast 3rd Terrace from Southeast 14th Lane to Williston Road (State Road 331)**

*City Planner Jason Simmons gave a presentation.*

*Chair Hanrahan recognized Citizens Stanford Moore and Jesse Morton who spoke to the matter.*

**RECOMMENDATION**

*City Plan Board to City Commission - The City Commission approve Petition 45SVA-05 PB, with the condition that a public access easement be maintained coincidental and in perpetuity with the GRU utility easement. Plan Board vote 4-0*

*Alternate Recommendation A: The City Commission approve Petition 45SVA-05 PB, with the condition that a public utility easement be retained over the vacated area.*

*Alternate Recommendation B: The City Commission deny Petition 45SVA-05 PB.*

*Staff to Plan Board - Approve Petition 45SVA-05 PB with the condition that a public utility easement be retained over the vacated area.*

**A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Denied (Petition) and Referred to the City Manager, due back on May 28, 2006. The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant, Craig Lowe and Jack Donovan

Absent: Edward Braddy

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## **DEVELOPMENT REVIEW BOARD PETITIONS**

### **050613**

**Design Plat of Lincoln Park Subdivision. (B)**

**Petition 120SUB-05DB, Dynan Group, Inc., agent for Edix Investments. Design Plat review of Lincoln Park Subdivision, sixteen (16) lots on 4.8 acres more or less. Located in the vicinity of Southeast 9th Avenue and Southeast 11th Street (State Road 331/Williston Road), east side. Zoned: RSF-3 (single-family residential, 5.8 du/acre). (Quasi-Judicial)**

*City Planner Gene Francis and Agent for the Petitioner Jerry Muldowny gave a presentation.*

*Chair Hanrahan recognized Kali Blount who spoke to the matter.*

**RECOMMENDATION**      *Development Review Board to City Commission - The City Commission approve Petition 120SUB-05DB, with staff conditions.*

*Alternate Recommendation A: The City Commission deny Petition 120SUB-05DB.*

*Alternate Recommendation B: The City Commission continue Petition 120SUB-05DB to allow the petitioner to redesign the layout of the subdivision.*

*Staff to Development Review Board - The Design Plat is approvable with conditions.*

**A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Approved (Petition) with Staff Conditions. The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## CLERK OF THE COMMISSION

### 050682

**Advisory Board/Committee Appointments of two members to the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan (B)**

*Chair Hanrahan recognized Jeff McAdams who spoke to the matter.*

*MOTION: 1) Readvertise, 2) retain current pool of applications and 3) come back to the City Commission with a report at the December 12, 2005 meeting.*

*(VOTE: 7-0, MOTION CARRIED)*

**RECOMMENDATION**      *The City Commission appoint two members to the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan for terms to expire November 2007.*

*Commissioner Braddy: Wise and Whitaker*

*Commissioner Bryant: Wise and Whitaker*

*Commissioner Chestnut: Wise and Whitaker*

*Commissioner Donovan: Currie and Readvertise*

*Commissioner Lowe: Currie and Whitaker*

*Commissioner Nielsen: Currie and Wise*

*Mayor Hanrahan: Currie and Readvertise*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## ORDINANCES, SECOND READING - (Continued)

### 041187

#### PLANNED DEVELOPMENT - BLUES CREEK (B)

##### Ordinance No. 0-05-55, Petition 49ZON-05PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands, recently annexed into the City and as more specifically described in this ordinance, from the Alachua County zoning category of "PD, planned development" to the City of Gainesville zoning category of "Planned Development District"; adopting and approving the Land Development Conditions that were imposed by Alachua County; generally located in the vicinity of the 7200 block of N.W. 52nd Terrace; 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 Chestnut, seconded by Commissioner Braddy, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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### 050159

#### LAND DEVELOPMENT CODE AMENDMENT - SIDEWALKS IN INDUSTRIAL DISTRICTS (B)

##### Ordinance No. 0-05-94; Petition 108TCH-05 PB

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Land Development Code, relating to requirements for sidewalks in industrial areas; amending subsection 30-188(e), eliminating the requirement to provide sidewalks as a required subdivision improvement in an industrial area, except on arterial and collector streets; amending subsection 30-338(6), eliminating sidewalk requirements on land designated as industrial on the Future Land Use Map of the City of Gainesville; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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### 041061

#### **ZONING MAP AMENDMENT - UMU-1 AND UMU-2 ZONING CATEGORIES (B)**

**Ordinance No. 0-05-77, Petition No. 37ZON-05PB**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain properties, as more particularly described in this Ordinance, from the zoning category designations "RMF-6: 8-15 units/acre multiple-family residential district," "RMF-8: 8-30 units/acre multiple-family residential district," "RH-1: 8-43 units/acre residential high density district," "RH-2: 8-100 units/acre residential high density district," "RMU: up to 75 units/acre residential mixed district," "MU-1: 8-30 units/acre mixed use low intensity," "OR: 20 units/acre office residential district," "MD: Medical services district," "OF: General office district," "BT: Tourist-oriented business district," "CON: Conservation district," "ED: Educational services district," and "PS: Public services and operations district," to the new zoning category designations of "UMU-1: up to 75 units/acre urban mixed use district" and "UMU-2: up to 100 units/acre urban mixed used district, located in the College Park/University Heights area, and an area generally bounded by Archer Road and Depot Avenue to the north, Southwest 6th Street to the east, and Southwest 16th Avenue to the south, consisting of approximately 550 acres; 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 Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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### 041058

#### **LAND DEVELOPMENT CODE AMENDMENT - NEW ZONING DISTRICT**

**CATEGORIES, UMU-1 AND UMU-2 (B)****Ordinance No. 0-05-73; Petition 35TCH-05 PB**

**An ordinance of the City of Gainesville, Florida, creating new zoning district categories in the Land Development Code, called Urban Mixed-Use 1 (UMU-1: up to 75 units/acre) and Urban Mixed-Use 2 (UMU-2: up to 100 units/acre); providing regulations for UMU-1 and UMU-2; allowing up to an additional 25 units per acre with a special use permit; providing directions to the city manager; providing directions to the codifier; 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 Chestnut, seconded by Commissioner Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**041051****REZONING - SW 24TH AVENUE (B)****Ordinance No. 0-05-43, Petition 17ZON-05PB**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain properties annexed into the City from the Alachua County zoning category of "R-1a, single-family, low density (one to four dwelling units per acre)" to the City of Gainesville zoning category of "RSF-1: 3.5 units/acre single-family residential district"; located in the vicinity of the south side of SW 24th Avenue, west of I-75 and east of Tower Road; consisting of approximately 34 acres; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**041191****REZONING - 3304 S MAIN STREET (B)**

**Ordinance No. 0-05-57, Petition 53ZON-05PB**

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands of the City from "RSF-1: 3.5 units/acre single-family residential district" to "CON: Conservation district", as more specifically described in this ordinance; generally located in the vicinity of 3304 South Main Street; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**WAIVER OF RULES**

*MOTION: Commissioner Nielsen moved and Commissioner Lowe seconded to waive the rules to extend the meeting until the agenda items were completed.*

*(VOTE: 7-0, MOTION CARRIED)*

**041189****LAND USE CHANGE - COFRIN PARK (B)****Ordinance No. 0-05-65, Petition 51LUC-05PB**

An Ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan; by changing the land use categories of certain property from "Single-Family (up to 8 units per acre)" to "Conservation" and "Public Facilities"; consisting of approximately 30 acres, located in the vicinity of the north side of Northwest 8th Avenue, at 4810 and 4910 N.W. 8th Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

**RECOMMENDATION**      *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan



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## RESOLUTIONS- ROLL CALL REQUIRED

### 050647

#### **Fourth Amendment to FY 2005 General Financial and Operating Plan Budget Resolution (B)**

**RECOMMENDATION**     *The City Commission adopt the proposed resolution.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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### 050651

#### **Proposed FY 2006 Annual Audit Plan (B)**

**RECOMMENDATION**     *The City Commission adopt the City Auditor's Proposed FY 2006 Annual Audit Plan by resolution.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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### 050594

#### **Resolution to Dual-Name a Section of Southwest 28th Street to "Buster Bishop Drive" (B)**

**RECOMMENDATION**     *The City Commission: 1) adopt the Resolution authorizing Southwest 28th Street from Southwest 2nd Avenue to Southwest 3rd Place to be designated and dual-named as "Buster Bishop Drive"; and 2) authorize the City Manager or designee to carry out all necessary actions to fulfill the Resolution.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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## SCHEDULED EVENING AGENDA ITEMS

### UNFINISHED BUSINESS

#### 050484

##### **Request from Sarasota County Regarding Red Light Camera Legislative Support (B)**

**RECOMMENDATION**      *The City Commission support the Resolution and convey that support to the Alachua County delegation.*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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#### 050681

##### **Advisory Board/Committee Appointments to the Gainesville Energy Advisory Committee (B)**

*Commissioner Braddy choices - Islam, Lowry and Miller.*

*Commissioner Bryant choices - Islam, Lowry and Miller*

*MOTION: Appoint Cantwell, Islam and Lowry to the Gainesville Energy Advisory Committee (GEAC).*

**RECOMMENDATION**      *The City Commission appoint Kathy Cantwell, reappoint Joel S. Islam and appoint a third member for terms to expire September 30, 2008 on the Gainesville Energy Advisory Committee.*  
*Commissioner Braddy: Islam, Miller and VanDyke*  
*Commissioner Bryant: Islam, Miller and VanDyke*  
*Commissioner Chestnut: Cantwell, Islam and Saive*  
*Commissioner Donovan: Cantwell, Islam and Lowery*  
*Commissioner Lowe: Cantwell, Lowery and VanDyke*  
*Commissioner Nielsen: Cantwell, Islam and VanDyke*  
*Mayor Hanrahan: Cantwell, Islam and Lowery*

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

**Votes:** Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

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**050703 City Commission Minutes (B)**

*The minutes were approved without objection.*

**RECOMMENDATION**      *The City Commission approve the minutes of November 7 and November 10, (Special Meetings); and November 14, 2005 (Regular Meeting); as circulated.*

**Approved as Recommended**

**COMMISSION COMMENT**

*Commissioner Lowe - Scriveners error in Citizen's Advisory Board for Community Development (CACCD) vote.*

**CORRECTION:**

*Commissioner Nielsen - Freeman and Readvertise*

*Commissioner Lowe - Anderson, Freeman and Lopez*

**CITIZEN COMMENT**

**Kali Blount**

*Resident Member of the Gainesville Housing Authority.*

**ADJOURNMENT - 11:47 PM**

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Kurt M. Lannon, Clerk of the Commission