

City of Gainesville

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



Meeting Minutes

Monday, February 25, 2002

1:00 PM

City Hall Auditorium

City Commission

*Mayor Tom Bussing (At-Large)
Commissioner Warren Nielsen (At-Large)
Commissioner Chuck Chestnut (District 1)
Commissioner John R. Barrow (District 2)
Mayor-Commissioner Pro Tem Pegeen Hanrahan (District 3)*

CALL TO ORDER - 1:04 PM**INVOCATION**

Reverend Kenneth Babin, First Lutheran Church of Gainesville

ROLL CALL

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

NOMINATION OF A TEMPORARY MAYOR-COMMISSIONER PRO TEM

Commissioner Nielsen moved and Commissioner Chestnut seconded to nominate Commissioner Barrow as temporary Mayor-Commissioner Pro Tem.

(VOTE: 4-0, Mayor-Commissioner Pro Tem Hanrahan - Absent - MOTION CARRIED)

CONSENT AGENDA

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

CONSENT AGENDA

- 1. File No. - 002403 - YES Program - Change ending date in recommendation to October 31, 2002.*
- 2. File No. - 002437 - Library Governing Board Nominations - New Item.*

(VOTE: 4-0, Mayor-Commissioner Pro Tem Hanrahan - Absent - MOTION CARRIED)

CITY MANAGER, CONSENT AGENDA ITEMS**002397 Lot Clear Funding (NB)**

Citizen Barbara Andrews of the Open Door Ministry Congregation spoke to the matter.

RECOMMENDATION *The City Commission authorize a transfer of \$12,000 from the City Commission Contingency Account to Code Enforcement for lot clearings.*

This Matter was Approved as Recommended on the Consent Agenda.

002398 Vision Triangle Ordinance Modification - Section 30-341 (NB)

RECOMMENDATION *The City Commission initiate a petition to address Vision Triangle.*

This Matter was Approved as Recommended on the Consent Agenda.

002401 Ratification of Agreement to Amend the International Association of Fire Fighters, Local No. 2157 Contract for October 1, 1999, through September 30, 2003. (B)

RECOMMENDATION *The City Commission ratify the Agreement for the International Association of Fire Fighters, Local No. 2157 extending the period of coverage through September 30, 2003, between the City of Gainesville and the International Association of Fire Fighters, Local No. 2157.*

This Matter was Approved as Recommended on the Consent Agenda.

002402 Traffic Signal Removal - SW 4th Avenue at 10th Street and 12th Street (B)

RECOMMENDATION *The City Commission approve: 1) the removal of the traffic signals at the intersection of SW 4th Avenue and 10th Street and at SW 4th Avenue and 12th Street, in accordance with FDOT Traffic Signal Removal Standards; and 2) convert the control of both intersections to 4-way stops, as site distance at both intersections precludes the recommendation for 2-way stops on the minor streets.*

This Matter was Approved as Recommended on the Consent Agenda.

002403 YES Program (Formerly known as CLOUT) (B)

RECOMMENDATION *The City commission: 1) authorize the City Manager or designee to execute a contract with Santa Fe Community College to provide job opportunities for unemployed youths under the YES! Program; and 2) approve the issuance of a purchase order for \$35,000.00 for the period of June 19, 2002 through October 31, 2002.*

This Matter was Approved as Recommended on the Consent Agenda.

002072 Interlocal Agreement with Alachua County for Destination Enhancement Funding Program, First Amendment (B)

RECOMMENDATION *The City Commission: 1) approve the First Amendment to the Interlocal Agreement with Alachua County for the Destination*

Enhancement Funding Program; and 2) authorize the City Manager or his designee to execute the amended agreement.

This Matter was Approved as Recommended on the Consent Agenda.

002429 Interlocal Agreement with Alachua County for New Programs (B)

RECOMMENDATION *The City Commission: 1) approve the Interlocal Agreement with Alachua County for New Programs; and 2) authorize the City Manager or his designee to execute the amended agreement and any related documents for this funding program.*

This Matter was Approved as Recommended on the Consent Agenda.

002418 TB McPherson Play Structure (B)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Bliss Products and Service, Inc. in an amount not to exceed \$27,005.80.*

This Matter was Approved as Recommended on the Consent Agenda.

002409 Federal Legislative Agenda for 2003 (B)

RECOMMENDATION *The City Commission approve the recommended federal agenda.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

002414 Purchase of Mail Payment Remittance Processing System (NB)

RECOMMENDATION *The City Commission: 1) Authorize the General Manager, or his designee, to negotiate and execute an Agreement with RT Lawrence Corporation, as a specified source, to purchase software, related hardware and services required to upgrade the mail payment remittance processor system, subject to the approval of the City Attorney as to form and legality; and, 2) Approve the issuance of purchase orders to RT Lawrence Corporation in amounts not to exceed \$71,500.00.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****Personnel & Organizational Structure Committee, Consent****002324 Food & Beverage Manager position at the Ironwood Golf Course.(B)**

RECOMMENDATION *Approve adding the title of Food & Beverage Manager to the Occupational Index and approve the addition of one such position to the Ironwood Golf Course.*

This Matter was Approved as Recommended on the Consent Agenda.

Community Development Committee, Consent**002177 Vendors on the Plaza (NB)**

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

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT AGENDA ITEMS**002380 Current Bills in the State Legislature Impacting CRAs (B)**

RECOMMENDATION *The CRA to the City Commission: Recommend that the City Commission write a letter supporting the Florida League of Cities position.*

This Matter was Approved as Recommended on the Consent Agenda.

002379 Bonding for Courthouse Parking Garage (NB)

RECOMMENDATION *CRA to the City Commission: Recommend the City Commission support the use of TIF for debt service for the upcoming bond issue and refer the bonding needs to the City Commission for their recommendation.*

This Matter was Approved as Recommended on the Consent Agenda.

002381 Amendment to the Commerce Project Development Agreement (B)

RECOMMENDATION *The CRA to the City Commission: Approve the new Fourth Amendment to the Commerce Project Development Agreement.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**002437 Library Governing Board Nominations (NB)**

RECOMMENDATION *The City Commission approve the submitted nominations for the Library Governing Board.*

This Matter was Approved as Recommended on the Consent Agenda.

002366 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member Timothy R. Sterling from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

002400 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member Debbie E. MacLeod from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

002422 Appointment - Bicycle Pedestrian Advisory Board (NB)

RECOMMENDATION *The City Commission reappoint Lauri Triulzi to a term on the Bicycle/Pedestrian Advisory Board to expire December 31, 2004.*

Commissioner John Barrow - Lauri Triulzi

Commissioner Chuck Chestnut - Lauri Triulzi

Commissioner Warren Nielsen - Lauri Triulzi

Mayor Commissioner Pro Tem Pegeen Hanrahan - Lauri Triulzi

Mayor Tom Bussing - Lauri Triulzi

This Matter was Approved as Recommended on the Consent Agenda.

002423 Appointment - Citizens' Advisory Committee for Community Development (NB)

RECOMMENDATION *The City Commission appoint Jefferson W. Jones and Jennifer E. Tucker to vacancies on the Citizens' Advisory Committee for Community Development to expire November 1, 2003 and November 1, 2004 respectively.*
Commissioner John Barrow - Jefferson W. Jones and Jennifer E. Tucker
Commissioner Chuck Chestnut - Jefferson W. Jones and Jennifer E. Tucker
Commissioner Warren Nielsen - Jefferson W. Jones and Jennifer E. Tucker
Mayor Commissioner Pro Tem Pegeen Hanrahan - Jefferson W. Jones and Jennifer E. Tucker
Mayor Tom Bussing - Jefferson W. Jones and Readvertise

This Matter was Approved as Recommended on the Consent Agenda.

002424 Appointment - City Beautification Board (NB)

RECOMMENDATION *The City Commission appoint Joseph P. Michael to a vacancy on the City Beautification Board to expire November 1, 2004.*
Commissioner John Barrow - Joseph P. Michael
Commissioner Chuck Chestnut - Joseph P. Michael
Commissioner Warren Nielsen - Joseph P. Michael
Mayor Commissioner Pro Tem Pegeen Hanrahan - Joseph P. Michael
Mayor Tom Bussing - Joseph P. Michael

This Matter was Approved as Recommended on the Consent Agenda.

002425 Appointment - Gainesville Energy Advisory Committee (NB)

RECOMMENDATION *The City Commission appoint Patrick M. McBrady to a vacancy on the Gainesville Energy Advisory Committee to expire September 30, 2004.*
Commissioner John Barrow - Joe D. Wills and Readvertise
Commissioner Chuck Chestnut - Patrick M. McBrady and Readvertise
Commissioner Warren Nielsen - Patrick M. McBrady and Readvertise
Mayor Commissioner Pro Tem Pegeen Hanrahan - Patrick M. McBrady and Readvertise
Mayor Tom Bussing - Patrick M. McBrady and Joe D. Wills

This Matter was Approved as Recommended on the Consent Agenda.

002426 Appointment - Public Recreation Board (NB)

RECOMMENDATION *The City Commission appoint Gary Paulauskas to a vacancy on the Public Recreation Board to expire June 1, 2003.
Commissioner John Barrow - Gary Paulauskas
Commissioner Chuck Chestnut - Gary Paulauskas
Commissioner Warren Nielsen - Frederic J. Gratto
Mayor Commissioner Pro Tem Pegeen Hanrahan - Gary Paulauskas
Mayor Tom Bussing - Gary Paulauskas*

This Matter was Approved as Recommended on the Consent Agenda.

002428 Appointment - Water Management Committee (NB)

RECOMMENDATION *The City Commission appoint Joe D. Wills to a vacancy on the Water Management Committee to expire August, 2003.
Commissioner John Barrow - Joe D. Wills
Commissioner Chuck Chestnut - Joe D. Wills
Commissioner Warren Nielsen - Joe D. Wills
Mayor Commissioner Pro Tem Pegeen Hanrahan - Joe D. Wills
Mayor Tom Bussing - Joe D. Wills*

This Matter was Approved as Recommended on the Consent Agenda.

002388 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of February 4, 2002 and February 11, 2002, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

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

END OF THE CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

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

(VOTE: 4-0, Mayor-Commissioner Pro Tem Hanrahan - Absent (MOTION CARRIED))

MODIFICATIONS:

1. File No. - 002416 - Alachua County Sheriff's Office - (Waive the Rules for this item to be moved to immediately follow the Consent Agenda).

2. File No. - 002406 - Memorandum of Agreement between the City of Gainesville and Greyhound Bus Lines, Inc. - (modified back-up submitted).

3. File No. - 991059 - Contribution to Summer House Project - (change recommendation to "temporarily waive" requirements; and change language - without a commitment to annex from the property owner to "in advance of Alachua County signing the Intent to Incorporate".

4. New Item - Members of the City Commission Category - Commissioner Nielsen - Transportation Bill.

5. File No. - 002435 - RESOLUTION - Deerhaven Emissions - Change Title to "Cities for Climate Protection Resolution".

CLERK OF THE COMMISSION

OUTSIDE AGENCIES

002416 Alachua County Sheriff's Office (NB)

Alachua County Sheriff Stephen Oelrich, Major Eckert and Captain Randy Kerr gave presentations.

RECOMMENDATION *The City Commission hear a presentation from Sheriff Stephen Oelrich.*

Heard

CITY MANAGER

002406 Memorandum of Agreement Between the City of Gainesville and Greyhound Lines, Inc. (B)

City of Gainesville Regional Transit System Director Jeff Logan gave a presentation.

Chair Bussing recognized Citizens Jay Moseley, Monta Burt, Jessica Bauge, Todd Cooper, Allison Cooper, John Arana, Bob Bauge, Mary Anderson, Mary Ann Barton and Greyhound Terminal Manager John Posey who spoke to the matter.

AMENDMENT: 1) Memorandum of Agreement for 18 months instead of 2 years with the contingency of a month to month tenancy at the sole option of the City; and 2) routes to be negotiated by the City Manager and the neighborhoods.

REFERRAL: See following item # 002439.

RECOMMENDATION *The City Commission authorize the City Manager to sign a Memorandum of Agreement between the City of Gainesville and Greyhound Lines, Inc. in substantially the form provided with this agenda item subject to approval as to form and legality by the City Attorney.*

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

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

002439 Multi-Modal Facility Referral to Staff (NB)

RECOMMENDATION *The City Commission refer to staff to: 1) Draft a fast track action plan for the Multi-Modal Facility; and 2) anticipate the issuing of an RFP for that area as quickly as possible.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Barrow, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

002408 Amended Interlocal Agreement with County for Environmental Services (B)

MAIN MOTION: Approve the staff's recommendation.

Development Review Board Member Stephen Boyes, City of Gainesville Public Works Director Teresa Scott and Community Development Director Tom Saunders gave presentations.

ADDITIONAL MOTION: Commissioner Barrow moved and Commissioner Nielsen seconded to ask staff to consider Stephen Boyes' comments and suggestions and come back to the City Commission at a future meeting with a report.

(VOTE: 4-0 - Mayor-Commissioner Pro Tem Hanrahan - Absent - MOTION CARRIED)

RECOMMENDATION *Staff Recommendation: The City Commission authorize the City Manager to execute the Amended Interlocal Agreement with Alachua County Environmental Protection Department for Environmental Services.*

Development Review Board Recommendation: The City of Gainesville Planning Department provide an environmental review of all development plans. The environmental review will include a determination of the following: 1) if the developing plan allows for discharge to the environment through air or water; 2) if the development site contains any existing environmental impacts. Is the development site a source of impact? Is the environment at the development site impacted by other sites? Will development of the site impact any existing environmental impacts present on or off the development site; 3) if the development complies with all applicable federal, state and local environmental regulations, rules and laws; and 4) how the development plan will alter the existing environment at and around the site and adjacent area.

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

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

991059 Contribution to the Summer House Project (B)

RECOMMENDATION *Due to the extended review process being conducted by Alachua County and in order not to penalize the Kanapaha Botanical Gardens, the City Commission temporarily waive the requirements of the Consent to Incorporate Policy and allow GRU to provide funding for the Summer House project in advance of Alachua County signing the Consent to Incorporate.*

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

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

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

COMMUNITY DEVELOPMENT COMMITTEE

001973 Environmental Overlay and Design Review (NB)

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

NOTE: The Clerk stated that a Design Review Workshop had been scheduled for Thursday, April 4, from 3:00 PM to 6:00 PM.

RECOMMENDATION *Community Development Committee to the City Commission: 1) remove the environmental overlay item from the referral list and separate the design review issue as a separate referral to stay active for future discussion of other possible design review process changes; and 2) schedule a workshop to discuss additional possible design review processes to adopt.*

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

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

REGIONAL UTILITIES COMMITTEE

960649 State Road 26 & 26A (NB)

GRU Electric Engineering Manager Reid Rivers gave a presentation.

RECOMMENDATION *The City Commission: 1) hear an update on State Road 26 & 26A (referral item #960649); 2) direct the General Manager to keep the City Commission updated as plans develop for this project; and 3) remove this item from the RUC referral list.*

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

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

990532 Deerhaven Emissions and County Issues(Referrals #990532 and #002001) (B)

GRU Strategic Utility Planning Director Ed Regan, Deerhaven Power Plant Manager Randy Casserleigh and Marketing Manager Rosemary Fagler gave presentations.

NOTE: Commissioner Chestnut and Commissioner Barrow left the meeting room - (loss of quorum) - 4:27 PM

RECONVENE - 4:28 pm - (quorum returned)

RECOMMENDATION *The City Commission: 1) Receive a brief presentation from staff entitled "Response To Alachua County Commission Request To Evaluate Additional Air Emission Control Alternatives" (Attachment B) documenting the additional analyses performed at the Alachua County Commission's request and the resulting findings and recommendations; 2) Instruct staff to continue to monitor and evaluate advances in emission control and generation technology; 3) Instruct staff to continue to pursue, in a timely and cost effective manner, planning studies related to the: a) Assembly of ambient air quality data and development of improved models of local impacts on ambient air quality; b) Sensitivity analysis of the relative loading of Hg emissions from Deerhaven 2 compared to background in the Santa Fe River watershed. 4) Adopt a resolution in the form necessary to join the Cities for Climate Protection Campaign (Attachment A); 5) Transmit to the Alachua County Commission the report in Attachment B; and 6) Remove from the Regional Utilities Committee agenda referral items (#990532 and 002001) related to the August 23, 2001 Alachua County Commission request and the November 6, 2001 Joint Commission meeting.*

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

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

001839 Inverted Utility Rates (B)

GRU Strategic Planning Director Ed Regan gave a presentation.

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

RECOMMENDATION *The City Commission 1) Authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance amending Appendix A, Section UTILITIES (1) ELECTRICITY, and 2) Remove addressing inverted rates in*

general, Item 001839 from the Regional Utilities Committee referral list, and refer back to the Committee the issue of evaluating inverted block rates for natural gas and wastewater services as individual items.

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

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

EQUAL OPPORTUNITY COMMITTEE

002421 Annual Affirmative Action Plan Update (B)

GRU General Manager for Utilities Mike Kurtz recognized Utility Management Analyst Berdell Knowles for his participation in the City's Affirmative Action Task Force.

NOTE: This item was continued to the first meeting in March (March 11, 2002).

RECOMMENDATION *The City Commission hear annual update on the City's Affirmative Action Plan from the Affirmative Action Task Force.*

Continued

COMMISSION COMMENTS (if time available)

RECESS 5:11 PM

RECONVENE - 5:45 PM

CITIZEN COMMENT

IAFF President Jeff Lane

Ratification of the IAFF Contract - Thank you.

Citizen Mel Fried

South Main Street Beautification

Noel Lake

Beautification of South Main Street Proposal

Mary Ann Barton

Lighting on South Main Street - Beautification

Mike Resnick

South Main Street Beautification Project - Cooperation of Kirkwood and Colclough Hills Neighborhoods.

See following item # 002440.

002440 South Main Street FDOT Beautification Grant Project (NB)

RECOMMENDATION *The City Commission 1) support the FDOT Beautification Grant project for South Main Street; and 2) include the new lighting standards in the plan.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

Sharon Dane

Walnut Creek Development - Stormwater Issues

Everett Wilcox

Walnut Creek Development - Stormwater Issues

Leonard Furlow

Walnut Creek Development - Stormwater Issues

002441 Walnut Creek Development Stormwater and Environmental Issues (NB)

NOTE: This item was also referred to the City Attorney (see below).

RECOMMENDATION *The City Commission refer the stormwater and environmental concerns regarding the Walnut Creek Development to the City Manager and the City Attorney for their review and bring back to the Commission as soon as possible.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

RECOMMENDATION *The City Commission refer the stormwater and environmental concerns regarding the Walnut Creek Development to the City Manager and the City Attorney for their review and bring back to the Commission as soon as possible.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Attorney, due back on August 25, 2002. The motion carried by the following vote:

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

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Cadet Girl Scout Troop #924

PROCLAMATIONS/SPECIAL RECOGNITIONS

002411 Alachua County Watershed Action Volunteer Program Presentation and Recognition (NB)

RECOMMENDATION *The City Commission: 1) hear a presentation on the Alachua County Watershed Action Volunteer program; and 2) recognize the outstanding Alachua County Watershed Action Volunteer program volunteers for 2001.*

Heard

002432 Special Presentation (B)

RECOMMENDATION *Citizens Advisory Committee for Community Development Charter Member Timothy Sterling will be acknowledged.*

Heard

002431 One City-One Story Month - March 2002 (B)

RECOMMENDATION *Hippodrome State Theatre Director, Mark Sexton to receive the proclamation.*

Heard

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

002393 BLUES CREEK AREA ANNEXATION (B)

ORDINANCE NO. 0-02-08

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, as amended by 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 located generally north of NW 73rd Avenue and Sterling Place subdivision, east of the city limits, south of the city limits and west of the city limits in the vicinity of NW 43rd Street; providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan and zoning regulations; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing effective dates.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

Continued from afternoon portion of the meeting.

002410 Gainesville Enterprise Zone Development Agency (B)

GEZDA Board Member Peter Alcorn, University of Florida Intern Dan Rudez and Small Business Development Manager (GEZDA staff liaison) Arline Hampton gave presentations.

RECOMMENDATION *The City Commission: 1) hear a presentation from the GEZDA members and Intern regarding the status of GEZDA Projects and 2) authorize the transfer of \$1,130 from the City*

Commission Contingency to the GEZDA Budget to pay for the completion of the GEZDA Projects.

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

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

ORDINANCES 1ST READING - (Continued)

002394 BUCKRIDGE ANNEXATION (B)

ORDINANCE NO. 0-02-09

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, as amended, by 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 generally north of NW 23rd Avenue, east of NW 51st Street, south of NW 39th Avenue and west of the city limits in the vicinity of NW 43rd Street; providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan and zoning regulations; providing for enforcement of Alachua County land use plan, zoning and subdivision regulations; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing effective dates.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

ORDINANCES 2ND READING- ROLL CALL REQUIRED

002130 BUILDING CODE AMENDMENTS (B)

Ordinance No. 0-02-04

An ordinance of the City of Gainesville, Florida, amending Chapter 6 of the Code of Ordinances of the City of Gainesville relating to Buildings and Building

Regulations; adopting the Administration Chapter of the 2001 Florida Building Code, with amendments thereto, including adoption of a wind speed line; repealing other technical codes and redundant provisions; providing directions to the codifier; providing a severability clause; providing a repealing clause; providing for penalties; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

002141 GENERAL EMPLOYEES PENSION PLAN AMENDMENTS (B)

Ordinance No. 0-02-06

An ordinance of the City of Gainesville, Florida, amending section 2-523 of the Code of Ordinances of the City of Gainesville relating to the General Employees Pension Plan; relating to funds which may be used to convert certain limited participant service to eligible service; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing retroactive effective dates.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

002300 SALARIES OF THE MAYOR AND CITY COMMISSIONERS (B)

Ordinance No. 0-01-69

An ordinance of the City of Gainesville, Florida, amending Article II of Chapter 2 of the Code of Ordinances of the City of Gainesville relating to salaries of the Mayor and City Commissioners by amending Section 2-66, to reduce said salaries by 13.14 percent; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

RESOLUTIONS- ROLL CALL REQUIRED

**002412 Joint Participation Agreement Between City of Gainesville and Florida
Department of Transportation for FY 01-02 Corridor Development Funds (B)**

RECOMMENDATION *The City Commission approve the Resolution authorizing execution of a Joint Participation Agreement with the Florida Department of Transportation (FDOT).*

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

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

**002413 Joint Partnership Agreement Between City of Gainesville and United States
Department of Transportation - Unified Certification Program (B)**

RECOMMENDATION *The City Commission approve the Resolution authorizing execution of a Joint Partnership Agreement with the United States Department of Transportation.*

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

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

002435 Cities For Climate Protection Resolution (B)

GRU Strategic Planning Director Ed Regan gave a presentation.

RECOMMENDATION *The City Commission adopt the resolution, to join the Cities Climate Protection Campaign, as per the Regional Utilities Committee regular item.*

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

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

002436 Resolution authorizing the Negotiation of a Loan in an Aggregate Amount not to Exceed \$11,500,000 from the First Florida Governmental Financing Commission (B)

City of Gainesville Finance Director Mark Benton gave a presentation.

AMENDMENT: Include "Other Transportation Projects" in the Roadway Construction and Reconstruction category of the resolution.

RECOMMENDATION *The City Commission adopt the proposed Resolution.*

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

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

SCHEDULED EVENING AGENDA ITEMS

002075 Roads in Cedar Grove II Subdivision (B)

City of Gainesville Public Works Traffic Engineering Manager Brian Kanely and Public Works Director Teresa Scott gave presentations.

Chair Bussing recognized Citizens Bobby Johnson, Ernestine Butler, Jack Carter, Nate McCallister, Warren McCluney, Collis Washington, Coretha Bostic, Joanna Bell, Ed Jennings, Sr., Brian Wood and Richard Parker who spoke to the matter.

NOTE: Mayor Bussing passed the gavel to discuss closing NE 12th Avenue, bulb outs and traffic counts.

REVISION: Adopt the staff recommendation using temporary installations (Frisbie blocks) to see how it goes and re-evaluate the traffic counts in six months.

Chair Pro Tem Hanrahan recognized Citizens Ed Jennings, Sr., Jack Carter, Reverend Ollie Neil and Nate McCallister who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve closing the 2300 block of NE 12th Avenue to vehicular traffic but maintain a connection for pedestrians and bicyclists; 2) construct a street bulb out on NE 22nd Street immediately south of NE 11th Place to create an entrance only onto NE 22nd Street; and 3) construct a street bulb out on NE 23rd Street immediately south of NE 11th Place to create an exit only onto NE 11th Place.*

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

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

002419 Request from Davis Heritage, Ltd. to Assist Affordable Apartment Complex (B)

Davis Heritage, Ltd., Representatives David Stockman and Lisa Stephens gave presentations.

MAIN MOTION (Referral): Direct staff to: 1) Look at starting a New Construction Program for the year 2003/2004 and to concentrate on reducing the City's Housing Rehabilitation Program; and also 2) not accept this proposal due to lack of funding.

Chair Bussing recognized Citizens Warren McCluney, Jack Carter, Collis Washington, Helen Harris, Brian Wood, Nate McCallister, Davis Heritage Ltd, Representative Stephan Davis, Citizens Joanna Bell, Leroy Clay and Fred Grant who spoke to the matter.

*SECOND MOTION: Commissioner Chestnut moved the previous question. No Second.
(MOTION FAILED)*

See following referral item # 002442.

RECOMMENDATION *Hear a request from the developer and provide direction to staff as appropriate.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

002442 Davis Heritage, Ltd. Project - Zoning Referral (NB)

RECOMMENDATION *The City Commission refer to staff to: 1) Look into the existing zoning of the proposed site for the Davis Heritage, Ltd. Affordable Apartment Complex; and 2) report back to the City Commission what would be most appropriate for the neighborhood.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

002420 Request from Jennings Development Group, Inc. To Assist Affordable Housing in Mixed-Use Development (B)

Jennings Development Group, Inc. Vice President Odetta Macleish White, HKW Enterprises President Howard Wallace, Carlisle Group Representative Priscilla Howard and Community Development Director Tom Saunders gave presentations.

MAIN MOTION (Referral): Direct staff to : 1) Come up with a "New Construction

Start-up Program" for the year 2003/2004 so that we have funding in place to deal with these types of projects; and 2) not accept this proposal due to lack of funding.

SECOND MOTION - EXTENSION OF THE MEETING: Commissioner Hanrahan moved and Commissioner Barrow seconded to waive the rules to extend the meeting to 11:15 PM.

(VOTE: 5-0, MOTION CARRIED)

NOTE: Mayor Bussing passed the gavel to discuss the motion.

THIRD MOTION: Commissioner Nielsen moved to table the motion. NO SECOND. (MOTION FAILED)

RECOMMENDATION *Hear a request from the developer and provide direction to staff as appropriate.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Barrow, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

UNFINISHED BUSINESS

MEMBERS OF THE CITY COMMISSION

002438

Commissioner Warren Nielsen - Transportation Bill (B)

MAIN MOTION: The City Commission offer Commissioner Nielsen's proposal as a suggestion to Representative Jennings as an alternative to the current bill as it stands in Tallahassee.

SECOND MOTION - EXTENSION OF THE MEETING - Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Hanrahan seconded to waive the rules to extend the meeting for fifteen (15) additional minutes (11:30 pm). (VOTE: 5-0 - MOTION CARRIED)

THIRD MOTION: Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Nielsen seconded to move the previous question. (VOTE: 4-1, Mayor Bussing - No, MOTION CARRIED)

RECOMMENDATION *The City Commission discuss Commissioner Nielsen's proposal regarding the Transportation Bill submitted by Representative Ed Jennings, Jr.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried by the following vote:

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

COMMISSION COMMENT

Mayor-Commissioner Pegeen Hanrahan

Skateboard Parks - See following item # 002444

002444 Skateboard Demonstration Project (NB)

RECOMMENDATION *The City Commission refer the issue of a demonstration project for skateboard parks to staff and report back City Commission.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the City Manager, due back on August 25, 2002. The motion carried by the following vote:

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

Commissioner Chuck Chestnut

February 28, 2002 Survivor Show - Tune-In

CITIZEN COMMENT (If time available)

ADJOURNMENT - 11:24 PM

Kurt M. Lannon, Clerk of the Commission