

City of Gainesville

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



Meeting Minutes

Monday, November 13, 2000

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER

The meeting was called to order at 1:02 PM.

INVOCATION

Ken Babin, Pastor, First Lutheran Church of Gainesville

ROLL CALL

Present: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

CONSENT AGENDA

*Commissioner Warren Nielsen moved and Mayor-Commissioner Pro Tem R. John Barrow seconded to approve the Consent Agenda with the following modifications:
(VOTE: 5-0)*

- 1. File No. 000655 - Alachua County \$250,000 Legislative Grant Transfer to Cone Park Project (B) - (New Section 3 on Page 2).*
- 2. File No. 000666 - Annexation of City Property (B) - (SW 20th Avenue instead of SW 20th Street).*

CITY MANAGER, CONSENT AGENDA ITEMS

000653 FY2001 Street Resurfacing List (B)

RECOMMENDATION *The City Commission approve the FY 2001 Resurfacing Nominations List as recommended.*

This Matter was Approved as Recommended on the Consent Agenda.

000444 Change Order No. 2 for NW 38TH Street Reconstruction from NW 8th Avenue to NW 16th Boulevard (B)

RECOMMENDATION *The City Commission: 1) approve the issuance of Change Order #2 to the purchase order for the John C. Hipp Construction Equipment Company in the amount of \$40,248.00, increasing the total amount of the purchase order to \$1,513,357.90; 2) authorize the City Manager, or his designee, to execute the contract amendment subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000654 Removal of Sediment at Bridge 260084, Near 2500 NW 8th Avenue (Hogtown Creek) (B)

RECOMMENDATION *The City Commission: 1) award the bid for sediment removal at Bridge 260084 near 2500 NW 8th Avenue to Subaqueous Services, Inc. of Fort Lauderdale, Florida; and 2) authorize the issuance of a purchase order to Subaqueous Services in the amount of \$43,024.69.*

This Matter was Approved as Recommended on the Consent Agenda.

000655 Alachua County \$250,000 Legislative Grant Transfer to Cone Park Project (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager to execute the agreement with the County for the transfer of the Grant, pending review by the City Attorney as to form and legality; and 2) upon approval of the transfer by the State, execute all documents required to apply for and accept the grant pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000656 Emergency Management Preparedness and Assistance Competitive Grant Application for Emergency Power for Fire Stations (NB)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) apply to the Emergency Management Preparedness and Assistance Trust Fund Competitive Grant Program for \$208,000.00, and if awarded; 2) execute the grant agreement, pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000658 Emergency Management Preparedness and Assistance Competitive Grant Application for Emergency Communications Equipment (NB)

RECOMMENDATION *The City Commission authorize the City Manager to: 1) apply to the Municipal Competitive Grant Program for approximately \$50,000, and if awarded; 2) execute the grant agreement, pending review by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000660 Historic Preservation Grant Award Agreement (B)

RECOMMENDATION *The City Commission authorize the signing of the Grant Agreement and the Restrictive Covenants.*

This Matter was Approved as Recommended on the Consent Agenda.

000661 Additional Data and Costs for the East Gainesville Sprout Project (B)

RECOMMENDATION *The City Commission: 1) authorize amending the consultant's scope of work to include the additions and 2) approve amending the purchase order to Environmental Consulting and Technology in the amount of \$59,110.00.*

This Matter was Approved as Recommended on the Consent Agenda.

000662 Acquisition of Property from Gene Robinson, 305 Southwest 8th Avenue (Parcel #13317-000-000) (B)

RECOMMENDATION *The City Commission: 1) approve the acquisition of 305 Southwest 8th Avenue (Tax parcel #13317-000-000); 2) approve the purchase price of \$45,000 plus closing costs to effect the sale; 3) authorize the City Manager or his designee to execute a Purchase and Sales Agreement and other relevant documents necessary to complete the acquisition of the property; 4) accept a Special Warranty Deed from Gene Robinson, as required to effect the conveyance of the property, subject to approval by the City Attorney as to form and legality, and 5) approve the Housing Division developing this property as affordable housing.*

This Matter was Approved as Recommended on the Consent Agenda.

000665 Annexation of Blues Creek Area (B)

RECOMMENDATION *The City Commission: 1) receive the petition for annexation; and make findings that it contains the signature of the property owner; 2) direct the City Manager to analyze the area, and produce an Urban Services Report; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the adoption of an urban services report and annexation of the area.*

This Matter was Approved as Recommended on the Consent Agenda.

000666 Annexation of City of Gainesville Property (B)

RECOMMENDATION *The City Commission: 1) authorize the Mayor to execute the petition for annexation; 2) direct the City Manager to analyze the area, and produce an Urban Services Report; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the adoption of an urban services report and annexation of the area.*

This Matter was Approved as Recommended on the Consent Agenda.

000667 Federal Lobbying Professional Services Agreement (B)

RECOMMENDATION *The City Commission waive the Purchasing Policies and authorize the City Manager and General Manager for Utilities to enter into an agreement with Marilyn Berry Thompson through the law firm of Jorden, Burt, Boros, Cicchetti, Berenson & Johnson, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**000679 Contract Amendment for the Sale of Scrap Metals (NB)**

RECOMMENDATION *The City Commission: 1) declare scrap materials to become available in the categories listed below during FY 2001 as surplus; and 2) authorize the General Manager, or his designee, to execute an amendment to the contract with Commercial Metals Company, to extend the term of the contract for the sale of scrap metals for FY 2001, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000681 Extension of Agreement for Liquidity Provider - Tax-Exempt Commercial Paper Program (NB)

RECOMMENDATION *The City Commission authorize 1) the General Manager to negotiate and execute an extension of the agreement dated March 2, 2000 with Bayerische Landesbank (BLB) to provide Bank liquidity backup for the Tax-Exempt Commercial Paper program for one year (through February 28, 2004) subject to*

the approval of the City Attorney as to form and legality; and 2) the General Manager to execute further contract extensions that may be allowed under the Agreement subject to the favorable recommendation of GRU's Financial Advisor and subject to the approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

000682 An Ordinance amending Appendix A, subsection UTILITIES(3)g.3, of the Gainesville Code of Ordinances (B)

RECOMMENDATION *The City Commission authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance amending Appendix A, subsection UTILITIES(3)g.3, of the Gainesville Code of Ordinances, increasing water rates for the University of Florida (UF); providing for a repealing clause; providing for a severability clause; and, providing an effective date in accordance with the schedule provided herein.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

000683 Sharon Whitehead v. City of Gainesville; Norman Botsford, in his official capacity as Chief of the Gainesville Police Department; and A.D. Willis, in his individual capacity; Case No.: 00-CA-002840 (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available, to represent the City in the case styled Sharon Whitehead v. City of Gainesville; Norman Botsford, in his official capacity as Chief of the Gainesville Police Department; and A.D. Willis, in his individual capacity.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

Audit & Finance Committee, Consent

000588 Petty Cash and Change Fund Counts for the Fiscal Year Ended September 30, 2000 (B)

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report on Petty Cash and Change Fund Counts for the Fiscal Year Ended September 30, 2000.*

This Matter was Approved as Recommended on the Consent Agenda.

000589 Summary Report of Payroll Payoff Procedures for the Fiscal Year Ended September 30, 2000 (B)

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report on payroll payoff procedures for Fiscal Year 1999-2000.*

This Matter was Approved as Recommended on the Consent Agenda.

000590 Review of General Fund Forecasted Revenues and Other Sources of Funds for the Fiscal Year Ending September 30, 2001 (B)

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

000601 Resignation - Gainesville/Alachua County Cultural Affairs Board (B)

RECOMMENDATION *The City Commission accept the resignation of member Mimi Carr from the Gainesville/Alachua County Cultural Affairs Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

000583 Resignation - Regional Transit System Advisory Board (B)

RECOMMENDATION *The City Commission accept the resignation of member James East from the Regional Transit System Advisory Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

000603 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the Minutes of October 16, 2000; October 23, 2000; October 30, 2000; November 2, 2000; and November 6, 2000 as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

000606 Appointment - Board of Adjustment (NB)

RECOMMENDATION *The City Commission appoint Laura L. Collopy and reappoint Bill Rohan to terms on the Board of Adjustment to expire November 1, 2003.
Commissioner Chuck Chestnut - Laura L. Collopy and Bill Rohan
Commissioner Pegeen Hanrahan - Laura L. Collopy and Bill Rohan
Commissioner Warren Nielsen - Laura L. Collopy and Bill Rohan
Mayor-Commissioner Pro Tem John Barrow - Laura L. Collopy and Bill Rohan
Mayor Paula DeLaney - Laura L. Collopy and Bill Rohan*

This Matter was Approved as Recommended on the Consent Agenda.

000607 Appointment - Citizens' Advisory Committee for Community Development (NB)

RECOMMENDATION *The City Commission reappoint Lois Y. Harrison, Peter B. Rebmann, James L. Smith and Timothy R. Sterling to terms on the Citizens' Advisory Committee for Community Development to expire November 1, 2003.
Commissioner Chuck Chestnut - Harrison, Rebmann, Jennifer Sanders, Smith and Sterling
Commissioner Pegeen Hanrahan - Harrison, AuBroncee S. Martin, Rebmann, Smith and Sterling
Commissioner Warren Nielsen - Harrison, Rebmann, Smith, Sterling and Readvertise
Mayor-Commissioner Pro Tem John Barrow - Harrison, Rebmann, Smith, Sterling and Readvertise
Mayor Paula DeLaney - Harrison, Rebmann, Smith, Sterling and Readvertise*

This Matter was Approved as Recommended on the Consent Agenda.

000608 Appointment - City Beautification Board (NB)

RECOMMENDATION *The City Commission appoint Tami Micallef and R. Samuel Sullivan and reappoint Melissa Montilla and Robert Rieders*

to terms on the City Beautification Board to expire November 1, 2003.

Commissioner Chuck Chestnut - Micallef, Montilla, Rieders and Sullivan

Commissioner Pegeen Hanrahan - Micallef, Montilla, Rieders and Sullivan

Commissioner Warren Nielsen - Micallef, Montilla, Rieders and Sullivan

Mayor-Commissioner Pro Tem John Barrow - Micallef, Montilla, Rieders and Sullivan

Mayor Paula DeLaney - Micallef, Montilla, Rieders and Sullivan

This Matter was Approved as Recommended on the Consent Agenda.

000609 Appointment - City Plan Board (NB)

RECOMMENDATION *The City Commission reappoint Gary A. McGill and Robert Pearce to terms on the City Plan Board to expire November 1, 2003.*

Commissioner Chuck Chestnut - Robert Pearce and Julian Smothers

Commissioner Pegeen Hanrahan - Gary A. McGill and Robert Pearce

Commissioner Warren Nielsen - Gary A. McGill and Robert Pearce

Mayor-Commissioner Pro Tem John Barrow - Gary A. McGill and Robert Pearce

Mayor Paula DeLaney - Gary A. McGill and Robert Pearce

This Matter was Approved as Recommended on the Consent Agenda.

000610 Appointment - Development Review Board (NB)

RECOMMENDATION *The City Commission reappoint Terrence N. Bailey and Abraham J. Layon to terms on the Development Review Board to expire November 1, 2003.*

Commissioner Chuck Chestnut - Terrence N. Bailey and Abraham J. Layon

Commissioner Pegeen Hanrahan - Terrence N. Bailey and Abraham J. Layon

Commissioner Warren Nielsen - Terrence N. Bailey and Abraham J. Layon

Mayor-Commissioner Pro Tem John Barrow - Terrence N. Bailey and Abraham J. Layon

Mayor Paula DeLaney - Terrence N. Bailey and Abraham J. Layon

This Matter was Approved as Recommended on the Consent Agenda.

000612 Appointment - Gainesville/Alachua County Cultural Affairs Board (NB)

RECOMMENDATION *The City Commission appoint Lesley A. Lambert, AuBroncee S. Martin and Lauren N. Richardson to terms on the Gainesville/Alachua County Cultural Affairs Board to expire September 30, 2003.*
Commissioner Chuck Chestnut - Michael Godey, Lambert and Richardson
Commissioner Pegeen Hanrahan - Michael Godey, Lambert and Richardson
Commissioner Warren Nielsen - Lambert, Martin and Richardson
Mayor-Commissioner Pro Tem John Barrow - Lambert, Marilyn Linder and Martin
Mayor Paula DeLaney - Lambert, Martin and Richardson

This Matter was Approved as Recommended on the Consent Agenda.

000613 Appointment - Gainesville Energy Advisory Committee (NB)

RECOMMENDATION *The City Commission reappoint Albert Linden to a term on the Gainesville Energy Advisory Committee to expire September 30, 2003.*
Commissioner Chuck Chestnut - Albert Linden
Commissioner Pegeen Hanrahan - Albert Linden
Commissioner Warren Nielsen - Albert Linden
Mayor-Commissioner Pro Tem John Barrow - Albert Linden
Mayor Paula DeLaney - Albert Linden

This Matter was Approved as Recommended on the Consent Agenda.

000615 Appointment - Historic Preservation Board (NB)

RECOMMENDATION *The City Commission appoint Sandra M. Lamme and Jim Mallard to vacancies on the Historic Preservation Board to expire June 1, 2003.*
Commissioner Chuck Chestnut - Lamme and Mallard
Commissioner Pegeen Hanrahan - Lamme and Mallard
Commissioner Warren Nielsen - Lamme and Mallard
Mayor-Commissioner Pro Tem John Barrow - Lamme and Mallard
Mayor Paula DeLaney - Mallard and Frank V. Reilly

This Matter was Approved as Recommended on the Consent Agenda.

000616 Appointment - Nature Centers Commission (NB)

RECOMMENDATION *The City Commission appoint Edwin Geers to a term on the Nature Centers Commission to expire November 1, 2003 and appoint John A. (Jack) Hughes and Gregg Klowden to vacancies to expire November 1, 2002 and reappoint Pearse Hayes and Leslie E. Straub to terms to expire November 1, 2003.*

Commissioner Chuck Chestnut - Hayes, Klowden, Straub and Readvertise

Commissioner Pegeen Hanrahan - Geers, Hayes, Hughes, Kristina Jackson, Klowden and Straub

Commissioner Warren Nielsen - Geers, Hayes, Hughes, Kristina Jackson, Klowden and Straub

Mayor-Commissioner Pro Tem John Barrow - Geers, Hayes, Hughes, Klowden, Sandra Lamme and Straub

Mayor Paula DeLaney - Hayes, Klowden, Straub and Readvertise

COMMUNITY REDEVELOPMENT AGENCY, Consent Agenda Items**000551 Public Works/GRU - CRA Redevelopment Districts Coordination (NB)**

RECOMMENDATION *The CRA to the City Commission: Direct GRU and the Public Works Department to notify and coordinate with each of the redevelopment advisory boards early in the planning stage on major projects and reconstruction within each of the individual districts to allow each district the opportunity of augmenting each project.*

This Matter was Approved as Recommended on the Consent Agenda.

991052 Roadway/Pedestrian Lighting Along Southwest 2nd Avenue (NB)

RECOMMENDATION *The Community Redevelopment Agency to the City Commission: approve the installation of 250 watt HPS black cobra head roadway luminaries on black octagonal concrete poles on Southwest 2nd Avenue from Southwest 3rd Street to Southwest 10th Street, on Southwest 7th Terrace from Southwest 2nd Avenue to Southwest 4th Avenue and on Southwest 8th Street from Southwest 2nd Avenue to West University on an interim basis until the area redevelops.*

Passed The Consent Agenda

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem 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, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded to approve the Regular Agenda with the following modifications:

- 1. File No. 000689 - Charter Review Committee Report (B) - (Hear @ 6:00 PM)*
- 2. File No. 000553 - Airport (B) - (Additional Back-up from the Airport Authority)*

SPECIAL PRESENTATION

Tim Smith addressed the Commission regarding Water/Environmental Issues.

GENERAL MANAGER FOR UTILITIES

000680 Partnership for Ecosystem Protection ("PEP") Awards (NB)

Florida Department of Environmental Protection Division of Air Resources Management representative Elsa Bishop presented the City of Gainesville with a Partnership for Ecosystem Protection "PEP" Award.

Chair Paula M. DeLaney recognized former City Commissioner Bruce Delaney who spoke to the matter.

RECOMMENDATION *The City Commission hear a brief presentation from the Florida Department of Environmental Protection Division of Air Resources Management regarding the Partnership for Ecosystem Protection ("PEP") program and accept an award for the City's participation in the program.*

Heard

CLERK OF THE COMMISSION

000604 Appointment - Art In Public Places Trust (NB)

RECOMMENDATION *The City Commission reappoint Wendy Sauls to a term on the Art In Public Places Trust to expire September 30, 2003.
Commissioner Chuck Chestnut - Mary I. Marshall-Carter and Wendy Sauls
Commissioner Pegeen Hanrahan - Wendy Sauls and Readvertise
Commissioner Warren Nielsen - Wendy Sauls and Readvertise
Mayor-Commissioner Pro Tem John Barrow - Mary I. Marshall-Carter and Wendy Sauls*

Mayor Paula DeLaney - Wendy Sauls and Readvertise

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, 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 Paula M. DeLaney

000691 Restructuring of Art in Public Places Trust (Combining with Alachua County)

RECOMMENDATION *The City Commission refer the issue of restructuring the Art in Public Places Trust Board and making the transition of combining this Board with Alachua County to the APPT and come back to the City Commission with a recommendation.*

A motion was made by Commissioner Hanrahan, seconded by Mayor-Commissioner Pro Tem Barrow, that this matter be Referred to the Art in Public Places Trust, due back on May 13, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000611 Appointment - East Gainesville Sprout Project Task Force (NB)

MOTION: Refer the question of the make-up and membership of the Sprout Task Force to the Committee for discussion and come back to the City Commission with a recommendation.

RECOMMENDATION *The City Commission appoint Doris Bardon, Norman M. Homan, Mary I. Marshall-Carter and Jennifer Sanders to positions on the East Gainesville Sprout Project Task Force. Commissioner Chuck Chestnut - Bardon, Homan, Marshall-Carter and Sanders
Commissioner Pegeen Hanrahan -
Commissioner Warren Nielsen - Bardon and Homan
Mayor-Commissioner Pro Tem John Barrow - Bardon, Homan, Marshall-Carter and Sanders
Mayor Paula DeLaney - Bardon, Homan, Marshall-Carter and Sanders*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Referred to the East Gainesville Sprout Project Task Force, due back on May 13, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

CITY MANAGER

000668 Police-Community Committee Report Update (B)

City of Gainesville Police Chief Norm Botsford and Assistant City Manager Carl Harness gave presentations.

RECOMMENDATION *The City Commission hear an update from Police Chief Norm Botsford on his response to the recommendations of the Police-Community Committee*

Heard

Update on Community Garden for Grove Street Neighborhood (B)

City of Gainesville Assistant City Manager Carl Harness gave a presentation.

Chair Paula M. DeLaney recognized Citizens Maria Huff Edwards, Marty Mesh and Forrest Lisle who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff on the Grove Street Neighborhood Community Garden Project.*

Referred to City Manager

000670 Tree-mendous Gainesville Update (NB)

City of Gainesville City Arborist Meg Neiderhoffer gave a presentation.

RECOMMENDATION *The City Commission hear a presentation from the City Arborist.*

Heard

000671 Focus Group on Annexation (B)

RECOMMENDATION *The City Commission receive a brief report from staff.*

Heard

000672 Consent to Incorporate Policy (B)

Gainesville Regional Utilities Strategic Planning Director Ed Regan and City of Gainesville Interim Office of Management and Budget Director Heidi Lannon gave presentations.

RECOMMENDATION *The City Commission: 1) hear a brief report from staff; and 2) adopt the Consent to Incorporate Policy.*

A motion was made by Mayor-Commissioner Pro Tem Barrow, seconded by Commissioner Hanrahan, 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 Paula M. DeLaney

000673 Citizen Participation Procedures (B)

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

MOTION: Direct staff to initiate a petition to incorporate Citizen Participation Procedures within the City Code and that it be brought before the Plan Board and further developed to return to the City Commission.

RECOMMENDATION *Hear a presentation from staff on possible approaches and direct staff as to what type of process the City should implement.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

AUDIT & FINANCE COMMITTEE

RECREATION AND CULTURAL AFFAIRS COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

000678 Plan Board Rules (B)

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *Plan Board to the City Commission - Approve the rule change.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Peegen Hanrahan, John R. Barrow and Paula M. DeLaney

MEMBERS OF THE CITY COMMISSION**COMMISSION COMMENTS (if time available)****COMMISSIONER CHUCK CHESTNUT**

Thanks to Gainesville Police Department and Staff for efficiently handling the visit of Reverend Jesse Jackson this past Monday, November 6, 2000.

COMMISSIONER WARREN NIELSEN

University Neighborhood Issues

City of Gainesville Police Chief Norm Botsford and Community Development Director Tom Saunders gave presentations.

Chair Paula M. DeLaney recognized Citizens Forrest Lisle and Reverend Tim Keyes who spoke to the matter.

RECESS

The meeting was recessed at 4:46 PM.

RECONVENE

The meeting was reconvened at 5:34 PM.

CITIZEN COMMENT (5:30pm)**PHIL EMMER**

False Alarm Ordinance

BILL JONES

False Alarm Ordinance

JOHN MARTY

False Alarm Ordinance

JOHN STINSON

False Alarm Ordinance

MARK GOLDSTEIN

Committee Appointments - See following item:

000692 City Commission Committee Appointments (B)

Referred to Clerk of the Commission

DEBBIE MARTINEZ

Downtown Brochure and Community Oriented Policing

REVEREND TIM KEYES

Special City Commission Meeting on UF Campus

REVEREND EARL YOUNG

Barber Shop Incident

JOHN LABOUNTY - EXECUTIVE DIRECTOR OF ENVIRONMENTAL FUND OF FLORIDA

Environmental Fund Of Florida - Please see following item.

000693 Environmental Fund Of Florida (B)

RECOMMENDATION *The City Commission hear a presentation and accept the brochure from Mr. LaBounty.*

Heard

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Pack #306

PROCLAMATIONS/SPECIAL RECOGNITIONS

000685 Christian Heritage Week - November 19-25, 2000 (B)

RECOMMENDATION *Fellowship of Christian Athletes President Scott Carter, Vice President Sarah Sanders, Secretary Vita Babber and Treasurer Daniel Elkins to accept the proclamation.*

Heard

000686 Adoption Awareness Month 2000 - November 2000 (B)

RECOMMENDATION *One Child - One Church Member Lucille Rhim to accept the proclamation.*

Withdrawn

OUTSIDE AGENCIES

000689 Charter Review Committee Report (B)

Charter Review Committee Chair Joe Little gave a presentation.

MOTION: 1) Approve the Charter Review Committee's recommendation not to change the Charter; 2) the City Commission send a letter of thanks to the Charter Review Committee for their services; 3) ask that the Charter Review Committee stay in existence so that they can stay empowered to address other Charter issues should they come up in the near future; and 4) sunset the Committee June 1, 2001.

RECOMMENDATION *The City Commission: 1) Hear a report from Charter Review Committee Chair Joe Little recommending no change to the Charter, and only having a public hearing if the City Commission requests it; and 2) discharge the Charter Review Committee.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

PUBLIC HEARINGS

ADOPTION READING - ROLL CALL REQUIRED

000151 LAND USE CHANGE - NORTHWEST INDUSTRIAL PARK (B)

Ordinance No. 0-00-118, Petition 103LUC-00PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Agriculture" to "Industrial"; located east of Lots 8, 10 and 11 in the vicinity of the 6800 block of NW 18th Drive of the Northwest Industrial Park; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition 103LUC-00PB; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

000152 REZONING - NORTHWEST INDUSTRIAL PARK (B)

Ordinance No. 0-00-119; Petition No. 104ZON-00PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "AGR: Agriculture district" to "I-1: Limited industrial district"; located east of Lots 8, 10 and 11 in the vicinity of the 6800 block of NW 18th Drive of the Northwest Industrial Park; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) approve Petition No. 104ZON-00PB; and 2) adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

002441 COMMERCIAL SOLID WASTE COLLECTION (B)

Ordinance No. 0-00-123

An ordinance of the City of Gainesville, Florida, amending section 27-80 of the Code of Ordinances relating to franchise fees for providers of commercial service and/or construction and demolition debris collection; amending the percentage rate for commercial service and providing per vehicle rates for construction and demolition debris service; amending section 27-81 of the Code of Ordinances providing that certain report and audit requirements apply only to commercial service franchisees; providing for recalculation and collection, refund or credit of construction and demolition debris collection franchise fees retroactive to October 1, 1999; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Solid Waste Manager Steve Hiney gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000684 TAX EXEMPTION FOR HISTORIC PROPERTIES - 824 NE Boulevard (B)

Ordinance No. 0-00-124

An ordinance of the City of Gainesville, Florida, finding that property at 824 NE Boulevard, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a*

covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000592 GENERAL GOVERNMENT BUDGET AMENDMENT FY 1999-2000 (B)

Ordinance No. 0-00-125

An Ordinance of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal year Beginning October 1, 1999 and ending September 30, 2000; Amending Ordinance No. 990417 as Amended by Ordinance Nos. 991113, 000015, and 000269 by Making Certain Adjustments to the General Financial and Operating Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

ORDINANCES 2ND READING- ROLL CALL REQUIRED

000495 URBAN SERVICES REPORT - RUSTLEWOOD AREA (B)

Ordinance No. 0-00-120

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 bounded on the north by the Gainesville city limits, on the west by the extension of N.W. 51st Street, on the east by the Gainesville city limits and on the south by the Gainesville city limits; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000137 URBAN SERVICES REPORT - IRONWOOD AREA (B)

Ordinance No. 0-00-82

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 bounded on the north by N.E. 53rd Avenue, on the west by the Gainesville city limits, on the east by Waldo Road and the Gainesville city limits and on the south by the Gainesville city limits; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner 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 Paula M. DeLaney

000575 TAX EXEMPTION FOR HISTORIC PROPERTIES - 731 NE 4th AVENUE (B)

Ordinance No. 0-00-121

An ordinance of the City of Gainesville, Florida, finding that property at 731 NE 4th Avenue, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000576 TAX EXEMPTION FOR HISTORIC PROPERTIES - 1021 NE 3rd STREET (B)

Ordinance No. 0-00-122

An ordinance of the City of Gainesville, Florida, finding that property at 1021 NE 3rd Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000230 SPECIAL AREA PLAN FOR TRADITIONAL CITY (B)

Ordinance No. 0-00-114; Petition No. 119TCH-00PB

An ordinance of the City of Gainesville, Florida; related to the Traditional City Special Area Plan and overlay district; amending the Special Area Plan for Traditional City; providing minimum lot widths; regulating drive-throughs; applying build-to line standard along side streets of buildings; regulating the placement of stormwater basins; requiring screening walls along parking lots; prohibiting certain types of fencing; requiring bicycle parking spaces; clarifying grandfathering of surface parking lots; disallowing convenience stores with gasoline pumps; requiring windows on the sides of buildings; revising standards for parking structures; providing that there is no maximum building coverage; revising the building orientation standard; amending section 30-332 to require bicycle parking; amending section 30-341 to allow the AASHTO standard to

apply to vision triangles; removing College Park and University Heights from the Traditional City Special Area Plan; adopting a revised map of the Traditional City Special Area; adopting a map of "A" Streets as defined and regulated in the Special Area Plan; 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 Barrow, seconded by Commissioner Hanrahan, that this matter be Approved (Petition) and Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

RESOLUTIONS- ROLL CALL REQUIRED

000591 Proposed FY 2001 Annual Audit Plan (B)

RECOMMENDATION *The Audit and Finance Committee recommends the City Auditor's Proposed FY 2001 Annual Audit Plan to the City Commission for approval by resolution.*

A motion was made by Commissioner Nielsen, seconded by Commissioner 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 Paula M. DeLaney

000675 Amended Local Assistance Housing Plan (LHAP) (B)

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

RECOMMENDATION *The City Commission: 1) approve the amended City of Gainesville's State Housing Initiatives Partnership (SHIP) Local Housing Assistance Plan (LHAP) for State Fiscal Years 1999-00, 2000-01 and 2001-02; 2) authorize the Mayor to execute all necessary documents and certifications pertinent to the LHAP, subject to the review and approval by the City Attorney as to form and legality; 3) authorize the submission of the LHAP for review and approval by the Florida Housing Finance Corporation; and 4) adopt a resolution approving the City of Gainesville's LHAP, as required by the program. (A copy of the LHAP is on file in the Clerk of the Commission's office. After November 13, 2000 a copy of the Agreement will be on file in the Community Development Department.)*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000676 FDOT Block Grant Funds for Commuter Assistance for Regional Transit System for FY 2000 - 2001 (B)

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

RECOMMENDATION *The City Commission: 1) approve the resolution authorizing execution of a joint participation agreement with the Florida Department of Transportation; 2) authorize the Mayor and Clerk of the Commission to execute the Resolution, subject to approval by the City Attorney as to form and legality; and 3) authorize the City Manager or his designee to file an application for commuter assistance funding.*

A motion was made by Commissioner Hanrahan, 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 Paula M. DeLaney

000677 Petition 158SUB-00CD, Causseaux & Ellington, Inc. agent for Herrick H. & Mary P. Smith. Final single-lot replat approval of Lot 6, Scrafford Plat, Replat. Located at 3705 Northwest 7th Place. Zoned: RSF-1 (B)

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *Planning Staff to City Commission - The City Commission adopt the following resolution: A Resolution approving the final, single-lot replat of "Lot 6, Scrafford Plat, Replat" located at 3705 Northwest 7th Place, Gainesville, Florida; and providing an immediate effective date.*

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

Votes: Aye: Chuck Chestnut, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney
Absent: Warren Nielsen

000553 AIRPORT INDUSTRIAL PARK SALE OF PROPERTY (B)

A Resolution of the City Commission of the City of Gainesville requesting

release of certain real property from certain terms, conditions, reservations, obligations and restrictions contained in or referred to in existing grant agreements and instruments of transfer as they may relate to the property for purposes of sale and agreeing to use proceeds of such sale for developing and improving the Gainesville Regional Airport; and providing an immediate effective date.

Chair Paula M. DeLaney recognized Citizen Mark Goldstein who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

PLAN BOARD PETITIONS

000231

Petition 111SVA-00 PB, Brown and Cullen, Inc., agent for University of Florida Foundation Inc. and State of Florida IITF. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon and close that portion of the right-of-way of Northwest 20th Street lying between West University Avenue and Northwest 1st Avenue. (B)

City of Gainesville Community Development Director, Planning Manager Ralph Hilliard and Public Works Transportation Manager Brian Kanely; Brown and Cullen, Inc. Planner Mike Castine and University of Florida Foundation Associate Vice President for Administration-Real Estate Bruce DeLaney gave presentations.

Chair Paula M. DeLaney recognized Citizens Karl Hackenbrack, Forrest Lisle, Shirley Lynn, Cindy Smith, Mark Goldstein, Laura Collopy, Susan Wright, Helen Hill, Joe Schmidt, Della McMillan-Wilson, Chuck Sapp and Jay Brown who spoke to the matter.

MOTION: Continue this Petition to the December 11, 2000 Regular City Commission Meeting at 6:00 PM, or as soon thereafter as may be heard; in order for City Staff and the Petitioners to work out terms that are agreeable to both parties.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 111SVA-00 PB, with staff conditions. Plan Board vote (4-1)*

Staff to Plan Board - Approve, with staff conditions.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Continued (Petition) for December 11, 2000. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000517 Legislative Matter No. 000517. Petition 148TCH-00 PB. City of Gainesville. Amend the City of Gainesville Land Development Code definition of single-family dwelling to include factors for determining when a residential building shall be considered a multi-family dwelling. (B)

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

Chair Paula M. DeLaney recognized Citizens Robert Pearce, Cindy Smith, Mark Goldstein, Sam Tricky, JoAnn Pearce, Marge Maligodi, and Karl Hackenbrack who spoke to the matter.

MOTION: Approve staff's recommendations including the specific categories listed by Planning Manager Ralph Hilliard for inclusion in the ordinance.

RECOMMENDATION *City Plan Board to City Commission - The City Commission
1) Approve Petition 148TCH-00 PB, with changes recommended by the City Plan Board. 2) Refer the issue of the definition of Single-family and Occupancy limits to the Community Development Committee. Plan Board vote 3-2*

Staff to Plan Board - Approve

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

CINDY SMITH

Traditional Neighborhoods

ANITA HEARD

GRU Tower Problem

KARL HACKENBRACK

Police problem solved

ADJOURNMENT

The meeting was adjourned at 11:00 PM

Kurt M. Lannon, Clerk of the Commission