

# **City of Gainesville**

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



## **Meeting Minutes**

**Thursday, August 6, 2009**

**1:00 PM**

**City Hall Auditorium**

## **City Commission**

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

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

## CALL TO ORDER - 1:04 PM

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## ROLL CALL

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

## INVOCATION

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*The City Commission observed a moment of silence.*

## CONSENT AGENDA

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## CITY MANAGER, CONSENT AGENDA ITEMS

### 080715.

#### **Eastside Redevelopment Area Expansion, Study Area 3 (B)**

**This item authorizes staff to develop and execute a contract with WilsonMiller to conduct and prepare a study to determine whether or not Slum or Blight, as defined by state statutes, exists in the area that includes the Sperry Heights Subdivision and the area bounded by NE 3rd Avenue, NE 5th Avenue, NE 11th Street, and NE 12th Street.**

#### **RECOMMENDATION**

*Staff to the City Commission: 1) authorize the City Manager or Designee to execute a contract with WilsonMiller to complete a Slum/Blight Findings Study of Study Area 3, Sperry Heights and the four lots between Sperry Heights and Study Area 3; and 2) request that the City Manager identify funds for the Study.*

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

080715\_Map Study Area 3\_20080115.pdf  
080715\_Area 3\_MOD\_PPT\_20080115.PDF  
080715\_Maps\_20090806.pdf

### 080869.

#### **Interlocal Agreement for Joint Fire Rescue Public Information Officer Program (B)**

**This item recommends that the Commission approve the Interlocal Agreement Between Alachua County and City of Gainesville for a Joint Public Information Officer Program for fire rescue services.**

**RECOMMENDATION**      *The City Commission approve the Interlocal Agreement and authorize the City Manager to execute the agreement, subject to the approval of the City Attorney as to form and legality.*

*Alternative Recommendation*

*The City Commission not approve the Interlocal Agreement.*

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

080869\_JPIO Agreement\_20090806.PDF

080869\_agreement\_20090806.pdf

**090193.**

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

**The City Commission will hold a public hearing on the proposed use of \$109,072 from the Edward Byrne Memorial Justice Assistance Grant (JAG) funds and will approve the grant application for these funds.**

**RECOMMENDATION**      *The City Commission: 1) approve the Edward Byrne Memorial Justice Assistance Grant Program (JAG) application; 2) authorize the City Manager to accept and execute the grant award and any other necessary documents, subject to approval by the City Attorney as to form and legality; and 3) approve the expenditures as outlined in the approved grant award.*

*Alternative Recommendation*

*The City Commission decline the available Edward Byrne Memorial Justice Assistance Grant Funds in the amount of \$109,072 and advise staff not to accept these funds.*

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

**090218.**

**Selection of Administrator, Specific Stop-Loss Provider, and Agent of Record for the City of Gainesville's Self-Funded Group Health Plan (B)**

**This item involves a request for the City Commission to approve the rankings and selection of vendors for administering, providing specific stop-loss insurance and agent services for the City's self-funded group health plan.**

**RECOMMENDATION**      *The City Commission: 1) approve the rankings and selection of Blue Cross Blue Shield of Florida, Inc. as the Administrator, Symetra Life Insurance Company as the Stop-Loss Carrier and Gallagher Benefit Services as the Agent/Broker for the City of Gainesville's Self-Funded Group Health Plan for the three years beginning January 1, 2010*

*with an option to extend an two additional one year terms; 2) authorize issuance of purchase orders in an amount sufficient to cover applicable charges for the service and vendors, respectively, listed above; and 3) Authorize the City Manager or his designee to negotiate an agreement with the top ranked vendors for a period of three years with two annual extensions, subject to approval of the City Attorney as to form and legality. If an agreement cannot be reached with the top ranked firm, authorize the City Manager or his designee to initiate negotiations with the next ranked firm, continuing through the rankings until an agreement is reached.*

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

090218\_2010 Medical Benefit Plan\_20090806.pdf

**090226.**

**Sexually Oriented Businesses (B)**

**Authorize staff to initiate a petition to the Plan Board addressing the manner in which the land development code permits and regulates sexually oriented businesses.**

**RECOMMENDATION**      *Authorize staff to initiate a petition to the Plan Board for consideration and recommendation.*

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

090226A\_Zoning Recommends\_20090806.pdf  
090226B\_Map\_20090806.pdf

**090246.**

**2009 American Recovery and Reinvestment Act (B)**

**Update on the City of Gainesville's activities related to the 2009 American Recovery and Reinvestment Act.**

**RECOMMENDATION**      *The City Commission receive the 2009 ARRA update.*

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

090246a\_ARRA Summary\_20090806.PDF  
090246b\_ARRA summary\_20090806.PDF

**090250.**

**Proposal for Regional Transit System (RTS) to Provide Transit Services to the City of Alachua (CATS) (B)**

**This item is a request for the City Commission to authorize RTS to send a proposal to the City of Alachua to provide requested transit services.**

**RECOMMENDATION**      *Recommended Motion: The City Commission approve sending the CATS Proposal to the City of Alachua.*

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

090250\_Memo\_20090806.PDF

090250\_Service Proposal\_20090806.PDF

## **GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**

### **090255. Sale of Kelly Plant Surplus Steam Turbine Generator Number 6 and Associated Equipment (NB)**

**Staff recommends approval of the sale of one steam turbine generator and its associated equipment located at J.R. Kelly Generating Station.**

**RECOMMENDATION**      *The City Commission: 1) declare the subject City-owned generator and its associated equipment located at J.R. Kelly Generating Station as surplus; and 2) authorize the General Manager, or his designee, to negotiate and execute a contract for the sale of the generator, subject to approval by the City Attorney as to form and legality.*

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

## **CITY ATTORNEY, CONSENT AGENDA ITEMS**

### **090195. EEOC CHARGE NO. 510-2009-03923, GARY P. SWANSON vs. CITY OF GAINESVILLE (B)**

**RECOMMENDATION**      *The City Commission authorize the City Attorney to represent the City in the case styled Gary P. Swanson vs. the City of Gainesville; EEOC Charge No.: 510-2009-03923.*

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

090195\_Gary Swanson EEOC\_20090806.pdf

## **CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**

### **090224. City Commission Workshops (NB)**

**RECOMMENDATION**      *The City Commission: 1) schedule a workshop on September 14, 2009, to discuss University Avenue Project with presentations from Planning and Regional Transit System staff; and 2) schedule work-shops on October 19 at 1:00 pm and November 9, 2009 at 1:00 pm.*

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

**090229.****City Commission Minutes (B)**

**RECOMMENDATION**      *The City Commission approve the minutes of July 2 & 16, 2009 (Regular Meetings); and July 15, 20, 22, & 27 (Special Meetings); as circulated.*

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

090229a\_reg\_jul 2, 2009\_20090806.pdf  
090229\_reg\_jul 16, 2009\_20090806.pdf  
090229c\_sp\_jul 15, 2009\_20090806.pdf  
090229d\_sp\_jul 20,2009\_20090806.pdf  
090229e\_sp\_jul 22,2009\_20090806.pdf  
090229f\_sp\_jul 27, 2009\_20090806.pdf

**090254.****City Commission Retreat (NB)**

**RECOMMENDATION**      *The City Commission schedule the annual retreat for January 11, 2010 at 1:00 pm.*

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

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS****COMMITTEE REPORTS, CONSENT AGENDA ITEMS****COMMUNITY DEVELOPMENT COMMITTEE, CONSENT****070629.****Community Development Committee - Removal of Referral #070629: 2002/2003 NW 3rd Avenue Project (B)**

**This item involves a recommendation by the Community Development Committee to remove a pending referral from the Committee's referral list**

**RECOMMENDATION**      *Community Development Committee to City Commission: 1) remove Community Development Committee pending referral 070629 from the Committee's pending referral list.*

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

070629\_20080214.pdf

**090225.****Community Development Committee -Addition of Referrals: Growth Management Issues (B)**

**This item involves a recommendation by the Community Development Committee to add several referrals to the Committee's referral list**

**RECOMMENDATION**

*Community Development Committee to City Commission: 1) add the proposed referrals to the Community Development Committee's pending referral list.*

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

090225\_Memo\_20090806.pdf

**Passed The Consent Agenda**

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

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

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS****END OF CONSENT AGENDA****ADOPTION OF THE REGULAR AGENDA****[Play Video](#)**

*Commissioner Lowe moved and Commissioner Mastrodicasa seconded to adopt the Regular Agenda, as modified.*

*(VOTE: 6-0, Mayor Hanrahan - Absent, MOTION CARRIED)*

**MODIFICATIONS:**

*1. File #090227 - Acceptance of US Department of Transportation FAA-AIP Grant #3-12-0028-030-2009 - (New recommendation to continue this Resolution to the August 20, 2009 regular City Commission meeting).*

*2. File #090182 - Hatchet Creek Design Plat - (3 new ppts received from Eng, Denman, & Associates agents for East Gainesville Development Partners, LLC).*

**CHARTER OFFICER UPDATES**

**CLERK OF THE COMMISSION**

**CITY MANAGER**

**GENERAL MANAGER FOR UTILITIES**

**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

**COMMITTEE REPORTS (PULLED FROM CONSENT)**

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

**OUTSIDE AGENCIES**

**MEMBERS OF THE CITY COMMISSION**

**COMMISSION COMMENTS (if time available)**

**RECESS - 1:06 PM**

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**RECONVENE - 5:50 PM**

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*NOTE: Mayor Hanrahan was present for the evening session of the meeting.*

**PLEDGE OF ALLEGIANCE (5:30pm)**

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**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[Play Video](#)



**090243. National Clowns Week - August 1-7, 2009 (B)**[Play Video](#)**RECOMMENDATION**     *The Gainesville Sunshine Clowns to accept the proclamation.***Heard**

090243\_Proc\_20090806.pdf

**CITIZEN COMMENT**[Play Video](#)**Pat Fitzpatrick***Homeless Issues.***Gabriel Hillel**

1. *Butterfly City.*
2. *Discrimination against the homeless, disabled and children.*

**Dave Bruderly***The Heart of Florida Clean Cities Coalition.***Sarah Poll**

1. *GRU - Winter Max (billing).*
2. *New Bus Stop Signs.*
3. *Cell Tower in Westside Park.*
4. *GRU Fees in October.*

*GRU General Manager Bob Hunzinger, City Manager Russ Blackburn and Assistant City Manager Paul Folkers responded to these matters.*

**Harald Kegelmann***Solar Feed-in-Tariff.***PUBLIC HEARINGS**[Play Video](#)**RESOLUTIONS- ROLL CALL REQUIRED**

[Play Video](#)

**090227**

**Acceptance of US Department of Transportation FAA - AIP Grant # 3-12-0028-030-2009 (B)**

**This item seeks the City of Gainesville acceptance of a 2009 US Department of Transportation FAA - AIP Grant to the Gainesville Regional Airport in the amount estimated at up to \$1,281,160 for following projects at the Gainesville Regional Airport: Conduct Wildlife Hazard Assessment, Conduct FAR77 Obstruction Survey and Prepare Obstruction Management Plan, Remove Obstructions on Eight (8) Acres, Complete Interim ALP Update, Acquire AOA/Runway Sweeper, Rehabilitate Portion of Commercial Apron (Up to 16,840 sq.yds.), Replace and Improve up to 30,200 l.f. of Perimeter Fencing.**

[Play Video](#)

*Department of Planning and Development Services Director Erik Bredfeldt gave a presentation.*

**RECOMMENDATION**

*The City Commission: 1) hear a brief presentation from staff regarding this request; 2) direct City staff to continue to work with the FAA to remove the Gumroot Swamp Park property from the FAA approved Airport Layout Map; and 3) adopt the proposed 2009 FAA - AIP Grant Resolution and authorize the Mayor and City Attorney to execute said Grant Agreement and the City Clerk to certify said Grant Agreement.*

**A motion was made by Commissioner Donovan, seconded by Mayor-Commissioner Pro Tem Henry, that this matter be Continued for August 20, 2009. The motion carried by the following vote:**

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

090227a\_City Resolution 090227\_20090820.pdf

090227b\_GACRAA Resolution 09-032\_20090820.pdf

090227c\_GACRAA Docs-Maps\_20090820.pdf

090227\_resolution\_20090820.pdf

**090253.**

**City Commission Rules (B)**

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**RECOMMENDATION**

*The City Commission adopt the resolution to modify Board and Committee terms.*

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

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

090253\_resolution\_20090806.pdf  
090253\_resolution\_20090806.pdf

## ORDINANCES, 1ST READING- ROLL CALL REQUIRED

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### 090114. VOLUNTARY EARLY SEPARATION INCENTIVE PROGRAM (B)

#### **Ordinance No. 0-09-38**

**An ordinance of the City of Gainesville, Florida, amending Division 5 of Chapter 2 of Gainesville Code of Ordinances, relating to the City of Gainesville Employees Pension Plan, providing for additional credited service associated with an early separation program; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

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

*Chair Hanrahan recognized CWA Vice President John Cummings and Kelly Power Plant Employee Bill Ryan who spoke to the matter.*

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

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

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

090114\_draft ordinance\_20090806.pdf  
090114\_ordinance\_20090820.pdf

### 090016. REZONING - 49 PARCELS IN THE VICINITY OF SW 34TH ST AND S OF SW 41ST PLACE (B)

#### **Ordinance No. 0-09-24, Petition No. PZ-09-13**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning 49 parcels of land consisting of approximately 152 acres, more or less, as more specifically described in this Ordinance, from the zoning categories of "I-1: Limited industrial district" and "W: Warehousing and wholesaling district" to the zoning category of "BI: Business industrial district"; located in the vicinity of Southwest 34th Street, generally south of Southwest 41st Place, west of Southwest 34th Street, east of I-75, and north of the Williston Road; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

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*Department of Planning and Development Services Director Erik Bredfeldt and Planner Jason Simmons gave presentations.*

**RECOMMENDATION**      *The City Commission: 1) approve Petition No. PZ-09-13; and 2) adopt the proposed ordinance.*

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

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

090016\_draft ordinance\_20090806.pdf  
 090016\_staff report\_20090806.pdf  
 090016A\_ldc reference\_20090806.pdf  
 090016B\_Maps\_aerial photo\_exist land use\_existing\_proposed zoning\_20090806.pdf  
 090016C\_surrounding zoning\_20090806.pdf  
 090016D\_zoning appl\_neighborhd workshop\_20090806.pdf  
 090016E\_tax parcel nos\_20090806.pdf  
 090016G\_staff ppt\_20090806.PDF  
 090016F\_cpb minutes\_20090806.pdf  
 090016\_ordinance\_20090820.pdf

**090249.**

**EASTSIDE AREA ANNEXATION (REVISED) (B)**

**Ordinance No. 0-09-43**

**An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area located generally East of Morningside Nature Center Park on East University Avenue, South of N.E. 5th Avenue, West of N. E. 51st Street and S.E. 51st Street, also including Tax Parcel No. 16177-001-000, North of the northern boundary of Section 13, Township 10 South, Range 20 East, North of Lake View Estates Subdivision and North of S.E. 24th Avenue and East of SE 27th Street and the City Limits, as more particularly described in the ordinance; 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.**

[Play Video](#)

*Strategic Planning Manager Karen Snyder gave presentations.*

*Chair Hanrahan recognized Rodney Long and Joni Ellis who spoke to the matter.*

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

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

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

090249\_Eastside Annex Ordinance Rev\_20090806.pdf  
090249\_Exhibit A to Eastside Ordinance\_20090806.pdf  
090249\_ordinance\_20090810.pdf

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

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### **080850.**

#### **REZONING - N MAIN STREET (OLD FLORIDA BUFFET) (B)**

**Ordinance No. 0-09-21, Petition No. PZ-08-126ZON**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property within the City, as more specifically described in this Ordinance, from "MU-2: 12-30 units/acre mixed use medium intensity" to "BA: Automotive-oriented business district"; located in the vicinity of 2501 North Main Street; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

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*Commissioner Jeanna Mastrodicasa declared that she had no conflict of interest regarding this matter.*

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

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

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

080850\_staff report\_20090416.pdf  
080850\_staff ppt\_20090416.PDF  
080850\_petitioner ppt\_20090416.PDF  
080850\_staff ppt\_20090716.PDF  
080850\_draft ordinance\_20090716.pdf  
080850\_ordinance\_20090806.pdf

### **090113.**

#### **PERMITTED USE CHANGE ON DEERHAVEN GENERATING STATION (B)**

**Ordinance No. 0-09-29, Petition No. PZ-09-45**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by specifying the permitted uses on certain City property known as the "Deerhaven Generating Station" with the existing zoning category of "PS: Public Services and Operations District", as more specifically described in this**

**Ordinance, located in the vicinity of 10001 N.W. 13th Street; providing development standards; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

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*Commissioner Jeanna Mastrodicasa declared that she had no conflict of interest regarding this matter.*

*Chair Hanrahan recognized Dave Bruderly who spoke to the matter.*

*Planning Manager Ralph Hilliard made comments.*

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

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

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

090113\_staff report\_20090716.pdf

090113A\_Maps-aerial photo\_existing-proposed-concept\_20090716.pdf

090113B\_FEMA flood zone map-definitions\_city environ coord comments\_20090716.pdf

090113C\_zoning application - workshop info\_20090716.pdf

090113D\_sec 30-75\_sec 30-98\_20090716.pdf

090113E\_staff ppt\_20090716.PDF

090113\_draft ordinance\_20090716.pdf

090113\_ordinance\_20090806.pdf

### **090183.**

#### **LAND DEVELOPMENT CODE - TRANSPORTATION CONCURRENCY (B)**

##### **Ordinance No. 0-09-33; Petition No. PZ-09-66TCH**

**An ordinance of the City of Gainesville, Florida, relating to transportation concurrency; amending Division 3 under Article III of the City of Gainesville Land Development Code relating to Proportionate Fair-Share for transportation concurrency by clarifying the exception for developments within the City's existing transportation concurrency exception area, by creating an exception for developments within the state-mandated transportation concurrency exception area, and by clarifying the status of annexed property; creating a new Division 4 under Article III of the City of Gainesville Land Development Code establishing the findings, intent and purpose, procedures and requirements for the state-mandated transportation concurrency area and designating property in certain zones; providing a sunset clause; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

[Play Video](#)

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

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

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

Absent: Craig Lowe

090183\_staff report\_20090728.pdf

090183A\_admendments to pz-09-66tch\_20090728.pdf

090183B\_staff ppt\_general comments related to 66tch\_67cpa\_68luc\_20090728.PDF

090183C\_staff ppt\_20090728.PDF

090183\_Ordinance 0-09-33\_20090728.pdf

090183\_Attachment 1\_20090728.pdf

090183\_Attachment 2\_20090728.pdf

090183D\_cpb draft minutes\_20090728.pdf

090183\_Attachment 2\_20090806.pdf

090183\_ordinance\_20090806.pdf

## PLAN BOARD PETITIONS

[Play Video](#)

### 090211.

#### **Villages at Lake Kanapaha Land Use Amendment (B)**

**Petition PZ-09-35 LUC. Causseaux, Hewett & Walpole, Inc., agent for Archer Road Development, LLC and Eaglesrock International, LLC**

**Amend the City of Gainesville 2000-2010 Future Land Use Map from Alachua County Low Density Residential (1-4 DU/acre) to City of Gainesville Residential Medium-Density (8-30 units per acre) and Conservation. Located at 4123 Southwest 50th Street. Tax parcel numbers: 06916-000-000, 06916-001-000, 06929-000-000, 06935-001-000, 06917-000-000, 06933-000-000. Related to Petition PZ-09-36 ZON.**

[Play Video](#)

*Concurrency Management Planner Onelia Lazzari and Agent for the Petitioner Gerry Dedenbach of Causseaux, Hewitt & Walpole, Inc. gave presentations.*

#### **RECOMMENDATION**

*City Plan Board to City Commission: The City Commission deny Petition PZ-09-35 LUC. Plan Board vote 3-2.*

*Staff to City Commission: Approve Petition PZ-09-35 LUC. Plan Board vote Deny 3-2.*

*Staff to the Plan Board: Approve Petition PZ-09-35 LUC.*

**A motion was made by Commissioner Hawkins, seconded by Mayor-Commissioner Pro Tem Henry, that this matter be Continued (Petition) for August 20, 2009. The motion carried by the following vote:**

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

090211 & 090209\_MOD\_LETTER.pdf  
 090211\_staff report\_20090917.pdf  
 090211A\_comprehensive plan amend report\_20090917.pdf  
 090211B\_tree survey\_20090917.pdf  
 090211C\_staff ppt\_20090917.PDF  
 090211D\_petitioner ppt\_20090917.PDF  
 090211E\_cpb draft minutes\_20090917.pdf

### 090209.

#### **Villages at Lake Kanapaha Rezoning (B)**

**Petition PZ-09-36 ZON. Causseaux, Hewett & Walpole, Inc., agent for Archer Road Development, LLC and Eaglesrock International, LLC.**

**Rezone property from Alachua County Single-family, low density (R-1a, R-1c) districts to City of Gainesville RMF-7 (8-21 units/acre multiple-family residential district) and Conservation district. Located at 4123 Southwest 50th Street. Tax parcel numbers: 06916-000-000, 06916-001-000, 06929-000-000, 06935-001-000, 06917-000-000, 06933-000-000. Related to Petition PZ-09-35 LUC.**

[Play Video](#)

*Concurrency Management Planner Onelia Lazzari and Agent for the Petitioner Gerry Dedenbach of Causseaux, Hewett & Walpole, Inc. gave presentations.*

#### **RECOMMENDATION**

*City Plan Board to City Commission: The City Commission deny Petition PZ-09-36 ZON. Plan Board vote 3-2.*

*Staff to City Commission: Approve Petition PZ-09-36 ZON. Plan Board vote Deny 3-2.*

*Staff to the Plan Board: Approve Petition PZ-09-36 ZON.*

**A motion was made by Commissioner Hawkins, seconded by Mayor-Commissioner Pro Tem Henry, that this matter be Continued (Petition) for August 20, 2009. The motion carried by the following vote:**

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

090209\_petitionform\_20090806.pdf  
 090211 & 090209\_MOD\_LETTER.pdf  
 090209\_staff report\_20090917.pdf  
 090209A\_zoning map amendment report\_20090917.pdf  
 090209B\_tree survey\_20090917.pdf  
 090209C\_staff ppt\_20090917.PDF  
 090209D\_petitioner ppt\_20090917.PDF  
 090209E\_cpb draft minutes\_20090917.pdf

## **DEVELOPMENT REVIEW BOARD PETITIONS**



[Play Video](#)

**090182.** Hatchet Creek Design Plat (B)

**Petition PZ-09-19. Eng, Denman, and Associates, Inc., agent for East Gainesville Development Partners LLC. Design plat review for an environmental cluster subdivision. Zoned: RSF-1 (3.5 du/ac single family) and RSF-4 (8 du/ac single family). Located at 2100 NE 39th Ave, adjacent to the Ironwood Golf Course.**

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*STAFF PRESENTATION: Senior Planner Scott Wright gave a presentation.*

*DISCLOSURE OF EX-PARTE' COMMUNICATION: Commissioner Hawkins, Commissioner Lowe, Commissioner Mastrodicasa and Commissioner Poe disclosed ex parte' communication. Commissioner Henry said he may have had ex parte' communication. No other ex parte' communications were disclosed.*

*PETITIONER PRESENTATION: Agents for the Petitioner Ron Carpenter, Linda Shelley, Daniel Reimer, Sergio Reyes, Peter Wallace and Rodney Long gave presentations.*

**COMMISSION COMMENT**

*CITIZEN COMMENT: Chair Hanrahan recognized the following citizens who spoke to the matter.*

1. Bill Picourney
2. Peter Johnson, (Airport Authority)
3. Kenneth Williams
4. Alan Penksa - Airport CEO
5. Dave Bruderly
6. Joni Ellis
7. Scott Branham
8. Kevin Claney

*WAIVER OF RULES: Mayor-Commissioner Pro Tem Henry moved and Commissioner Lowe seconded to waive the rules to continue the meeting for a few minutes after 11:00 PM.*

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

*MOTION: Mayor-Commissioner Pro Tem Henry moved and Commissioner Hawkins seconded to continue the meeting to Monday, August 17, 2009 @ 6:00 PM.*

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

**RECOMMENDATION** Development Review Board to City Commission - The City Commission deny Petition PZ-09-19.

*Staff to City Commission - Deny Petition PZ-09-19.*

*Alternate Recommendations - The City Commission approve  
Petition PZ-09-19.*

**A motion was made by Mayor-Commissioner Pro Tem Henry, seconded by Commissioner Hawkins, that this matter be Continued (Petition) for August 17, 2009. The motion carried by the following vote:**

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

090182\_city staff comments\_20090806.pdf  
090182A\_ II city attorney 9-19-07 memo and exhibits 1-3\_20090806.pdf  
090182B\_ II city attorney exhibits 4-5\_20090806.pdf  
090182C\_ II city attorney exhibits 6-10\_20090806.pdf  
090182D\_ II city attorney exhibits 11-13\_20090806.pdf  
090182E\_ II city attorney exhibits 14-18\_20090806.pdf  
090182F\_ II city attorney memo 5-6 -09\_20090806.pdf  
090182G\_ III airport exhibit A\_20090806.pdf  
090182H\_ III airport exhibit B\_20090806.pdf  
090182I\_ III airport exhibit C\_20090806.pdf  
090182J\_ III airport memo\_20090806.pdf  
090182K\_ IV petitioner consistency report\_20090806.pdf  
090182L\_ IX 5-14-09 drb minutes 20090806.pdf  
090182M\_ IX 6- 11-09 drb minutes\_20090806.pdf  
090182N\_ V petitioner attorney letters 3-11-09\_20090806.pdf  
090182O\_ V petitioner attorney letters 5- 5-09\_20090806.pdf  
090182P\_ V petitioner attorney maps 5- 5-09\_20090806.pdf  
090182Q\_ VI petitioner environmental response 4-6-09\_20090806.pdf  
090182Q\_ VI petitioner environmental response 4-6-09\_20090806.pdf  
090182R\_ VI petitioner environmental response 5-11-09\_20090806.pdf  
090182S\_ VII design plat sheets\_20090806.pdf  
090182T\_ VII design plat sheets\_20090806.pdf  
090182U\_ VII application\_20090806.pdf  
090182V\_ VIII citizen letters\_20090806.pdf  
090182W\_ X petitioner power point.\_20090806.PDF  
090182X\_ staff ppt\_20090806.PDF  
090192\_MOD\_ Design Plat App\_ppt\_20090806.PDF  
090192\_MOD\_Ironwood\_ppt\_20090806.PDF  
090192\_MOD\_Timeline of Relevant Actions\_ppt\_20090806.PDF

## **SCHEDULED EVENING AGENDA ITEMS**

## **UNFINISHED BUSINESS**

## **COMMISSION COMMENT**

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## **CITIZEN COMMENT (If time available)**

**ADJOURNMENT - 11:03 PM**

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Kurt M. Lannon, Clerk of the Commission