

City of Gainesville

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



Meeting Minutes

Monday, August 24, 1998

3:00 PM

City Hall Auditorium

City Commission

*Mayor Paula DeLaney, Chair
Mayor-Commissioner Pro Tem Pegeen Hanrahan, Member*

Invocation

Present: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Minister Anne Robertson, Trinity United Methodist Church

Consent Agenda

With the following modification: 1) File No.980362 - Remove From Consent and Place on Regular Agenda; 2) File No. 980368 - Remove From Consent and Place on Regular; 3) File No. 980378 - Remove From Consent and Place on Regular; and 4) File No. 980358 - Remove From Consent and Place on Regular Agenda

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, to Pass the Consent Agenda, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried unanimously.

City Manager, Consent Agenda Items

980363 City-County Traffic Engineering Services Agreement For Fiscal Year 1998-99

RECOMMENDATION *The City Commission authorize the City Manager to execute the Traffic Engineering Services Agreement between the City and Alachua County for traffic engineering services for the period of October 1, 1998 to September 30, 1999; subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980364 Approval to Apply for Federal Grant Funds from the U.S. Department of Justice's COP'S Office.

RECOMMENDATION *The City Commission authorize the City Manager: 1) to apply to the U.S. Department of Justice for up to \$850,000.00 to continue second year operations of the Regional Community Policing Institute; and, 2) to execute the grant, and any other required documents, pending approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980365 Acceptance of Quit Claim Deeds for Tax Parcel 12139

RECOMMENDATION *The City Commission: 1) accept the Quit Claim Deeds from Martine G. Cox and William P. Hall; and 2) direct the Clerk of the Commission to record the Quit Claim Deeds in the Public Records of Alachua County, Florida, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980366 Contract - Brink's Inc.

RECOMMENDATION *The City Commission: 1) approve a one-year extension to the contract with Brink's Inc. for armored car services subject to the approval of the City Attorney as to form and legality; and 2) authorize the issuance of a purchase order subject to final appropriation of funds for FY 99.*

This Matter was Approved as Recommended on the Consent Agenda.

980367 Purchase Order to Fleet-Net Corporation

RECOMMENDATION *The City Commission: 1) authorize the award of a purchase order to Fleet-Net Corporation in an amount not to exceed \$100,000; 2) authorize the City Manager or designee to conduct a cost analysis; and 3) authorize the City Manager or designee to execute a total cost agreement with Fleet-Net Corporation, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980369 Department of Environmental Protection Grant Application

RECOMMENDATION *The City Commission: 1) approve the grant application to the Withlacoochee Region Invasive Plant Working Group and the State of Florida, Department of Environmental Protection; 2) authorize the City Manager to execute the application and the Memorandum of Understanding required as part of the application; 3) authorize the City Manager to execute the grant agreement and other grant-related documents, if awarded, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980370 Grant application for a U.S. Economic Development Administration Public

Works Impact Project Grant

RECOMMENDATION *The City Commission: 1) authorize staff to develop the application to the U.S. Economic Development Administration for a Public Works Impact Project Grant in the amount of \$1,440,000 (80 percent of the construction costs of the facility); 2) authorize the Mayor, City Manager and the Clerk of the Commission to execute the proper documents associated with the grant application; 3) authorize the Mayor, City Manager and the Clerk of the Commission to execute the grant documents if the grant is awarded; and, 4) if the grant funds are awarded and staff completes the rating and ranking of Design/Build construction teams who wish to design and construct the facility, authorize the City Manager or his designee to negotiate a contract with the top ranking design/build team to bring to the Commission for approval.*

This Matter was Approved as Recommended on the Consent Agenda.

980371 North Central Florida Purchasing Cooperative Interlocal Agreement

RECOMMENDATION *The City Commission: 1) approve the City of Gainesville becoming a party to the North Central Florida Purchasing Cooperative; and 2) authorize the City Manager to enter into the Interlocal Agreement on behalf of General Government departments, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980381 Transfer of Surplus Front-Loading Recycling Equipment

RECOMMENDATION *The City Commission authorize the City Manager to execute the appropriate documents to transfer ownership of 115 surplus front-loading containers to Keep Alachua County Beautiful, Inc., subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980382 Property Reconveyance to the Neighborhood Housing and Development Corporation for the Pleasant Oaks and Porter's Court Affordable Housing Development (NHDC)

RECOMMENDATION *The City Commission: 1) declare tax parcels #14436 and #13020-010-004 surplus property; 2) approve the reconveyance of tax parcels #14436 and #13020-010-004 to*

NHDC to be used for the development of affordable housing in the Pleasant Oaks and Porter's neighborhoods, subject to the appropriate deed restrictions; and 3) authorize the Mayor and Clerk of the Commission to execute a Special Warranty Deed, required to effect the conveyance of these properties, subject to approval by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

980383

Rental Rehabilitation Grant and City Loan to Richard Anderson

RECOMMENDATION *The City Commission: 1) Approve the award of a \$9,500 Rental Rehabilitation Grant, \$325.64 closing cost grant, and a \$2,500 insulation and venting grant to Richard Anderson; 2) authorize the award of a \$19,295 City loan to Richard Anderson for a term of 15 years and a fixed interest rate of 3%, with payments of interest and principal beginning six months after completion of construction; 3) authorize the Housing Division to use the standard rehabilitation program grant and loan documents to consummate the grant and loan awards, subject to approval by the City Attorney as to form and legality; and 4) authorize the issuance of a purchase order (which does not include closing costs) to the contractor, R-ONE Investments, Inc., in an amount not to exceed \$28,450 plus a 10% contingency of \$2,845.*

This Matter was Approved as Recommended on the Consent Agenda.

980384

Disposition of City Properties

RECOMMENDATION *The City Commission: 1) declare 511 N.W. 3rd Street (tax parcel #14318-10-2) and 513 N.W. 3rd Street (tax parcel #14318-10-3) surplus property; 2) approve the conveyance of 511 N.W. 3rd Street to the Neighborhood Housing and Development Corporation and 513 N.W. 3rd Street to the Gainesville Builders Association, Inc. to be used for the development of new affordable houses in the Pleasant Street neighborhood; and 3) authorize the Mayor and Clerk of the Commission to execute a special warranty deed, with an appropriate reverter clause, to effect the conveyance of these properties, subject to approval by 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

**980373 Release of a Non-Exclusive Water and Sewer Line Easement
located in the 400-600 block of NW 51st Street (NB)**

RECOMMENDATION *The City Commission: 1) approve the release of a non-exclusive water and sewer line easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Release of Easement, substantially in the form on file, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

**980374 Partial Release of a Public Utilities Easement at 4905 NW 67 Street in Thornehill
(NB)**

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utilities easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement, substantially in the form on file, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

980376 Partial Release of a Public Utilities Easement at 7019 NW 11th Place (NB)

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utilities easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement, substantially in the form on file, subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

980377 Execution of a Settlement Agreement Related to the Osage Metals Site (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute the Osage Metals Superfund Site Administrative Order on Consent, in the form on file with the Clerk of the Commission, subject to the approval of the City Attorney, and 2) authorize payment to the Environmental Protection Agency in the amount of \$429.00.*

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

980354 Request for Extension of Vacation Hours

RECOMMENDATION *The City Commission authorize the extension of vacation hours for the City Attorney in accordance with the City of Gainesville's Personnel Policy #9.*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items**Public Works Committee, Consent****970580 Hogtown Creek Sediment Control Project**

RECOMMENDATION *The City Commission: 1) receive from staff "Hogtown Creek Sediment Control Project Status Report" dated August 10, 1998; and 2) authorize the Mayor to write a letter to Senator George Kirkpatrick and the full legislative delegation with a copy to Florida Department of Transportation (FDOT) regarding the current status of the project.*

STAFF INSTRUCTIONS: 1) contact FDOT and request they participate at a higher level in the project; 2) Public Works Department staff work with Tom Saunders, Community Development Director, regarding special area study for the area; and 3) retain this referral and report back to the Public Works Committee with progress.

This Matter was Approved as Recommended on the Consent Agenda.

980266 Sustainable Florida Standards

RECOMMENDATION *The City Commission authorize the City Manager to write a letter to the Governor's Council for Sustainable Florida in response to their invitation to comment on the Draft Sustainable Florida Standards.*

This Matter was Approved as Recommended on the Consent Agenda.

Personnel & Organizational Structure Comm, Consent**Public Safety Committee, Consent**

Audit & Finance Committee, Consent**Legislative Committee, Consent****Regional Utilities Committee, Consent****Clerk of the Commission, Consent Agenda Items****980352 City Beautification Board-**

RECOMMENDATION *The City Commission accept the resignation of member Arnall Downs from the City Beautification Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980353 Nature Centers Commission

RECOMMENDATION *The City Commission accept the resignation of member John B. Ennis from the Nature Centers Commission effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980390 Bicycle/Pedestrian Advisory Board

RECOMMENDATION *The City Commission accept the resignation of member Yolander R. Taylor from the Bicycle/Pedestrian Advisory Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

980355 Gainesville/Alachua County Cultural Affairs Board

RECOMMENDATION *The City Commission reappoint Mildred A. Calvert, Michael W. Kubisek, Carol Velasques and Kay Quinn to terms on the Gainesville/Alachua County Cultural Affairs Board to expire September 30, 2001.*
Commissioner Sande Calkins - Calvert, Kubisek, Velasques and Quinn
Commissioner Bruce Delaney - Calvert, Kubisek, Velasques and Quinn

*Commissioner Edward Jennings - Calvert, Kubisek,
Velasques and Quinn
Mayor-Commissioner Pro Tem Pegeen Hanrahan - Calvert,
Kubisek, Velasques and Quinn
Mayor Paula DeLaney - Calvert, Kubisek, Velasques and
Quinn*

This Matter was Approved as Recommended on the Consent Agenda.

980356 Gainesville Code Enforcement Board

RECOMMENDATION *The City Commission waive its rules and appoint Richard Pohlman to a term on the Gainesville Code Enforcement Board to expire August 1, 2001.
Commissioner Sande Calkins - Pohlman
Commissioner Bruce Delaney - Pohlman
Commissioner Edward Jennings - Pohlman
Mayor-Commissioner Pro Tem Pegeen Hanrahan - Pohlman
Mayor Paula DeLaney - Pohlman*

This Matter was Approved as Recommended on the Consent Agenda.

980357 Gainesville Energy Advisory Committee

RECOMMENDATION *The City Commission reappoint Thomas V. Cunilio and Alan W. Hodges to terms on the Gainesville Energy Advisory Committee to expire September 30, 2001.
Commissioner Sande Calkins - Cunilio and Hodges
Commissioner Bruce Delaney - Cunilio and Hodges
Commissioner Edward Jennings - Cunilio and Hodges
Mayor-Commissioner Pro Tem Pegeen Hanrahan - Cunilio and Hodges
Mayor Paula DeLaney - Cunilio and Hodges*

This Matter was Approved as Recommended on the Consent Agenda.

980359 Public Recreation Board

RECOMMENDATION *The City Commission appoint Henry J. Cummings, Sr. to a vacancy on the Public Recreation Board to expire June 1, 2001.
Commissioner Sande Calkins - Cummings
Commissioner Bruce Delaney - Cummings
Commissioner Edward Jennings - Cummings
Mayor-Commissioner Pro Tem Pegeen Hanrahan - Cummings
Mayor Paula DeLaney - Cummings*

This Matter was Approved as Recommended on the Consent Agenda.

980360 Water Management Committee

RECOMMENDATION *The City Commission reappoint Steven Doherty and Gladys Lane to terms on the Water Management Committee to expire August, 2001.
Commissioner Sande Calkins - Doherty and Lane
Commissioner Bruce Delaney - Doherty and Lane
Commissioner Edward Jennings - Doherty and Lane
Mayor-Commissioner Pro Tem Pegeen Hanrahan - Doherty and Lane
Mayor Paula DeLaney - Doherty and Lane*

This Matter was Approved as Recommended on the Consent Agenda.

980387 City Commission Minutes of August 6 and 10, 1998

RECOMMENDATION *The City Commission approve the minutes as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Community Redevelopment Agency, Consent Items

980222 Central City Nighttime On-Street Parking - Legislative Item 980222 / 971038 / 970469

RECOMMENDATION *CRA to the City Commission: 1) direct staff to extend the time limits for commencing downtown on-street parking on Main Street from 9:00 pm to 7:00 pm; 2) direct staff to evaluate the costs and determine an appropriate funding source for expanding the physical limits of downtown on-street parking on Main Street from South 2nd Avenue to South 2nd Place; and 3) authorize the City Attorney to draft and the Clerk of the Commission to advertise an amendment to Ordinance 970469 to provide that the location of permitted on-street parking along University Avenue and Main Street will be designated by the City Manager, subject to approval of the Florida Department of Transportation.*

This Matter was Approved as Recommended on the Consent Agenda.

980342 Downtown On-Street Parking - South Second Avenue

RECOMMENDATION *Community Redevelopment Agency to the City Commission: Refer the evaluation of installing angled on-street parking on South Second Avenue in the downtown redevelopment district to the Public Works Committee and the Bicycle and Pedestrian Advisory Board.*

This Matter was Assigned to the Public Works Committee, due back on February 28, 1999 on the Consent Agenda.

980343 Downtown Brick Streets

RECOMMENDATION *Community Redevelopment Agency to the City Commission: 1) Refer the evaluation of reestablishing brick streets downtown to the Public Works Committee; and 2) refer an evaluation of the Main Street reconstruction project to the Public Works Committee to ensure the project is sensitive to the historic character of the area and that pedestrian friendly intersections are created.*

This Matter was Assigned to the Public Works Committee, due back on February 28, 1999 on the Consent Agenda.

End of Consent Agenda

Adoption of the Agenda

The Agenda was adopted with the following modifications: 1) File No. 970977 - New Item Submitted - City Manager - Downtown Parking Study; 2) File No. 980391 - New Item Submitted - Presentation from the Public Recreation Board; and 3) File No. 980392 - New Item Submitted - Members of the City Commission - Update on the Flyering Ordinance.

Citizen Comment (3:00 PM - 3:30 PM)

980394 Lisa Harris - Beekeeping in the City of Gainesville

Citizen Lisa Harris shared her concerns with the City Commission.

MOTION: Refer to the City Manager and the City Attorney and abate enforcement in the interim.

Chair P. DeLaney recognized Citizens Lawrence Stutus and Roy Garesbach who spoke to the matter.

RECOMMENDATION *The City Commission hear concerns regarding beekeeping in the City and Code Enforcement citations.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Approved, as shown above. The motion carried unanimously.

Roy Garesbach - Planning Petition (NB)

Citizen Roy Garesbach informed the Commission of his inability to attend the City Plan Board meeting due to transportation problems.

980395 Barry Sides - Fairgrounds Noise Exemption

Citizen Barry Sides asked the Commission to exempt the Fairgrounds from the noise ordinance during the Harvest Festival.

MOTION: Exempt the Alachua County Fairgrounds from the city of Gainesville's Noise Ordinance; and further, event organizers show proof of permission from Alachua County to hold the event.

Chair P. DeLaney recognized Hippodrome Executive Director Mark Sexton who spoke to the matter.

RECOMMENDATION *The City Commission exempt the Alachua County Fairgrounds from the City's Noise Ordinance.*

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried unanimously.

Mark Sexton - Halloween Benefit (NB)

Hippodrome Executive Director Mark Sexton asked that permission to drink alcohol on the plaza include the road.

980437 Gallery Walk-A-Thon - Randy Batista

Citizen Randy Batista made the funding request.

MOTION: Refer to staff for a report at the August 31, 1998 Special City Commission meeting.

Chair P. DeLaney recognized Gainesville Downtown Owners and Tenants, Inc. Representative Mark Sexton who spoke to the matter.

RECOMMENDATION *The City Commission hear a request for funding.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved, as shown above. The motion carried unanimously.

City Commission Comment (If time available)**Charter Officer Updates****Clerk of the Commission****980358 Gainesville Housing Authority**

RECOMMENDATION *The City Commission confirm Mayor Paula M. DeLaney's reappointment of Winston J. Bradley and appointment of John V. Carlson to terms on the Gainesville Housing Authority to expire August 1, 2002.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

City Manager**980372 Transit Development Plan Final Approval**

Regional Transit System Director Perry Maull gave a presentation.

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive a presentation from staff on the Transit Development Plan; and, 2) approve the plan.*

A motion was made by Commissioner Calkins, seconded by Mayor- Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended. The motion carried unanimously.

980386 Authorizing the creation of temporary part time positions and the expenditure of funds for Later Gator service beginning September 3, 1998.

RECOMMENDATION *The City Commission hear an update by the Office of Management & Budget and Regional Transit staffs on the Later Gator service and approve the creation of the temporary part-time positions and increases in budget to operate this service, effective September 3, 1998.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

970977 Downtown Parking Study

RECOMMENDATION *The City Commission authorize: 1) the City Manager or his designee to approve an increased scope of services for Kimley Horn and Associates to evaluate the traffic and parking issues associated with expansion or new construction of the County Courthouse downtown; and 2) transfer of an additional \$15,000 of UDAG funds to cover the cost of that increased scope of services.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

980362 Amendment to the Stormwater Management Utility Rate Ordinance for Fee Increase

AMENDMENT: Change to read that First Reading be held on the first regular City Commission meeting in September.

RECOMMENDATION *The City Commission authorize the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance amending the Stormwater Management Utility rate from \$5.00 to \$5.25 per equivalent residential unit per month with an effective date of October 1, 1998, and to place the ordinance on the agenda of the August 31, 1998 special City Commission meeting for first reading.*

A motion was made by Commissioner Delaney, seconded by Mayor- Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended, as Amended or Revised. The motion carried unanimously.

980368 Purchase Order to Nova Bus Incorporated

RECOMMENDATION *The City Commission: 1) authorize the City Manager or his designee to execute an agreement with MATA for the assignment of options from MATA for transit vehicles from Nova Bus Incorporated, subject to approval by the City Attorney as to form and legality; 2) authorize the award of a purchase order to Nova Bus Incorporated in an amount not to exceed \$500,000; and 3) authorize the City Manager or his designee to execute a contract with Nova Bus Incorporated for the purchase of two advanced design, heavy-duty, low-floor transit vehicles.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended. The motion carried unanimously.

General Manager for Utilities**980378 Manufactured Gas Plant Off-Site Investigation/Brownfield ("Sprout") Project (B)**

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to enter into a Professional Services Agreement with ERM-South to conduct an environmental assessment of the CSX Transportation, Inc. ("CSX") property located south of Depot Avenue, subject to the approval of the City Attorney as to form and legality and 2) approve the issuance of a purchase order for these services in an amount not to exceed \$130,000.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended. The motion carried unanimously.

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Advisory Boards/Committees (Appointments/Reports)

970866 Gainesville/Alachua County Cultural Affairs Board - Cultural Facilities

Proposed for the Recreation Sales Tax

Gainesville/Alachua County Cultural Affairs Board Chair Mitzi Calvert gave a presentation.

MOTION: Receive the recommendation of the Gainesville/Alachua County Cultural Affairs Board to pursue the use of the facility as a cultural center for the City of Gainesville.

Chair P. DeLaney recognized Dance Alive Representative Lyn Nofsinger who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a brief presentation by Mitzi Calvert, Chair of the Gainesville/Alachua County Cultural Affairs Board; and 2) remove this item from the list of pending referrals.*

A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried unanimously.

Outside Agencies**Members of the City Commission****980392 City Commission Intern Nik Chourey - Flyering Ordinance**

Commissioner Hanrahan made opening remarks.

Intern Nik Chourey gave a presentation.

MOTION: Direct Commissioner Hanrahan to write a letter to businesses that were found to be in violation of the flyering ordinance.

Chair P. DeLaney recognized Citizen John Barrow who spoke to the matter.

RECOMMENDATION *The City Commission hear an update on the effectiveness of the flyering ordinance.*

A motion was made by Commissioner Calkins, seconded by Commissioner Delaney, that this matter be Approved, as shown above. The motion carried unanimously.

Commission Comments**Recess Until 6:00 PM****Pledge of Allegiance**

Troop #454

Proclamations/Special Recognitions

980388 **Florida Fire Fighter Appreciation Week - August 31 through September 7, 1998**

RECOMMENDATION *Gainesville Fire/Rescue Department Fire Chief Richard Williams to accept the proclamation.*

This matter was Placed on File

980389 **Gainesville Firefighter Appreciation Week - August 31 through September 7, 1998**

RECOMMENDATION *International Association of Firefighters Local 2167 President Jeff Lane to accept the proclamation.*

This matter was Placed on File

980391 **Public Recreation Board Chair Bill Richards**

Public Recreation Board Member Bill Richards presented Mayor Paula M. DeLaney with a Certificate of Appreciation for her work on the Recreation Tax Initiative.

RECOMMENDATION *The City Commission hear a presentation.*

This matter was Placed on File

Public Hearings

Ordinances - 1st Readings- ROLL CALL REQUIRED

980174 **Ordinance No. 0-98-80**

An ordinance of the City of Gainesville, Florida, amending Article V of Chapter 27 of the Code of Ordinances relating to the stormwater management utility adding provisions for partially impervious area to the calculation of the stormwater management fee and clarifying definitions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan and Paula M. DeLaney
Absent: Edward L. Jennings, Sr.

980285 Ordinance No. 0-98-87

An ordinance of the City of Gainesville, Florida, amending section 26-46 of the code of ordinances relating to vehicle owner's liability for illegal parking, clarifying the procedure for notification of owner and payment of fees; allowing collection activity by an agency designated by the city manager and allowing the city to provide a list of owners with three or more outstanding parking violations to the state; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

980105 Ordinance No. 0-98-83; Petition No. 110TCH-98PB

An ordinance of the City of Gainesville, Florida, amending section 30-68 of the Land Development Code allowing certain enumerated new light industrial, business, services, retail and residential dwelling uses as uses by right or special permit in the warehousing and wholesaling district (W); providing special conditions for residential and compound uses in the district; correcting a scrivener's error; 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 Jennings, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980186 Ordinance No. 0-98-81

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 bounded on the North by the Gainesville City Limits, on the East by the Gainesville City Limits, on the West by Deer Run Subdivision and on the South by the Gainesville City Limits and NW 53rd Avenue; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended by Chapter 91-382 and Chapter 93-347, 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 Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Resolutions- ROLL CALL REQUIRED

970989 **Petition 7SUB-98DB, Eng, Denman and Associates, Inc., agent for George E. and Gloria Fletcher. Final Plat approval of Camden Park Cluster Subdivision, 17 lots on approximately five acres. Located in the vicinity of N.W. 15th Place and N.W. 55th Street, east side of street. Zoned: RSF-4.**

RECOMMENDATION *Planning Staff to City Commission - The City Commission adopt the resolution approving the final plat of Camden Park Cluster Subdivision, Petition 7SUB-98DDB.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980379 **N.W. 55th Street Sidewalk Project**

RECOMMENDATION *The City Commission: 1) adopt the Resolution authorizing the Mayor and Clerk of the Commission to execute a maintenance agreement for sidewalk to be constructed by the Florida Department of Transportation on N.W. 55th Street; and, 2) authorize the Mayor and Clerk of the Commission to execute and attest to the Maintenance Agreement for sidewalk construction along N.W. 55th Street from State Road 26 to*

N.W. 23rd Avenue, subject to approval of the City Attorney as to form and legality.

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

980380 Federal Transit Administration Capital Grant Authorizing Resolution

Regional Transit System Director Perry Maull gave a presentation.

Commissioner Hanrahan moved and Commissioner B. Delaney seconded to authorize the Mayor to write letters of appreciation to the Congressional Delegation and Committee and University of Florida Student Government for helping secure the funds (Vote 5-0).

RECOMMENDATION *The City Commission: 1) adopt the resolution authorizing the City Manager to file a grant application and execute all required assurances and certifications with the United States Department of Transportation, Federal Transit Administration; 2) authorize the Mayor and the Clerk to execute the resolution; 3) authorize the City Manager to execute the grant contract with the Federal Transit Administration and a joint participation agreement with the Florida Department of Transportation pending approval of the City Attorney as to form and legality; and 4) provide the City Manager with authority to act on behalf of the City of Gainesville in connection herewith.*

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

Votes: Aye: Sande Calkins, Bruce L. Delaney, Pegeen Hanrahan, Edward L. Jennings, Sr. and Paula M. DeLaney

Plan Board Petitions

Development Review Board Petitions

Scheduled Evening Agenda Items

980243 Review of Recreation Sales Tax Projects

Chair P. DeLaney made opening comments.

Recreation Director Cliff Crawford and Recreation Manager Clarence Mills gave presentations.

Chair P. DeLaney recognized Citizen Frederick Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff.*

This matter was Discussed

Unfinished Business

Commission Comment

Chair P. DeLaney - Request from Vivian Filer (NB)

Chair P. DeLaney informed the Commission that Vivian Filer would be addressing the Commission in the future regarding funding a banner.

980438 Mason Manor Drainage - C/B. Delaney

RECOMMENDATION *The City Commission refer the issue to the Public Works Committee.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Works Committee, due back on February 24, 1999. The motion carried unanimously.

980439 Elected Mayor Issues - C/B. Delaney

Commissioner B. Delaney made comments.

RECOMMENDATION *The City Commission hear comments.*

This matter was Placed on File

Temporary Employees - C/B. Delaney (NB)

Commissioner B. Delaney made comments.

The Commission asked the City Manager for a report.

980440 Depot Avenue Brownfield Project - C/Hanrahan

RECOMMENDATION *The City Commission negotiate the formal participation of the*

Alachua County Environmental Protection Department in the administration of the brownfield project as part of the ongoing discussions on an Interlocal agreement between the City and the County for environmental review of development projects and bring back to the City Commission at the September 14, 1998 regular City Commission meeting.

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended. The motion carried unanimously.

Campus Development Plan - C/B. Delaney (NB)

Commissioner B. Delaney asked for an update on the Campus Development Plan.

City Manager Wayne Bowers sent a draft to the University of Florida; and when response is received, will bring the proposal back to the City Commission.

Alcohol Consumption on the Plaza - C/ Calkins (NB)

Commissioner Calkins clarified the motion that alcohol would be allowed on the plaza not the street.

980441 EDA Administration Grant - C/Hanrahan

Chair P. DeLaney recognized Citizen Fred Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission refer to the City Manager (Community Development Department) and the General Manager for Utilities the issue of a process for consideration of choosing design firms for public buildings.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

980442 Bid Process & Local Companies - C/Calkins

Chair P. DeLaney recognized Citizen Fred Peterkin who spoke to the matter.

RECOMMENDATION *The City Commission refer to the Personnel and Organizational Structure Committee the issue of preferential treatment in the bid process to local companies who provide health benefits and a liveable wage.*

A motion was made by Commissioner Calkins, seconded by Mayor- Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Personnel and Organizational Structure Committee, due back on February 24, 1999. The motion carried unanimously.

Equal Opportunity - Interlocal Agreement - City Manager (NB)

City Manager Wayne Bowers informed the Commission that Alachua County could not begin enforcing the Equal Opportunity Ordinance in October and would like a delay for two months. He further stated that staff would return with an amendment to the Interlocal agreement and an ordinance revision.

Citizen Comment**Frederick Peterkin - Issues & Concerns (NB)**

Citizen Frederick Peterkin told the Commission of: 1) herbicide use around trees and ditches on NW 31st Avenue; 2) Flag Etiquette; and 3) Need to send surplus computers to the community for use.

980443 Incident at Business - Rev. Earl Young

Rev. Earl Young made comments.

MOTION: Instruct the City Manager to: 1) look into the 911 call; 2) allow all Commissioners to view the video; and 3) bring a report back to the City Commission.

RECOMMENDATION *The City Commission hear his concerns.*

A motion was made by Commissioner Jennings, seconded by Commissioner Delaney, that this matter be Approved, as shown above. The motion carried unanimously.

Adjournment - 9:49pm

Kurt M. Lannon, Clerk of the Commission