

City of Gainesville

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



Meeting Minutes

Monday, October 8, 2001

1:00 PM

City Hall Auditorium

City Commission

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

INVOCATION

ROLL CALL - 1:06 PM

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

Absent: Chuck Chestnut

CONSENT AGENDA

Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Nielsen seconded to adopt the Consent Agenda with the following modification:

1. Add File # 001945 - Resignation from the University Ad Hoc Committee (Marketing Subcommittee).

(VOTE: 4-0, Commissioner Chestnut - Absent)

CITY MANAGER, CONSENT AGENDA ITEMS

001920 Cox Communications, Inc. Annual FCC Filings (B)

RECOMMENDATION *The City Commission review and approve Cox Communications' Tier One rate, hourly service charges, equipment rental rates and other rate changes as filed on FCC Form 1240 and Form 1205 for the projected period of June 01, 2001 through May 31, 2002.*

This Matter was Approved as Recommended on the Consent Agenda.

001921 Applications to U. S. Department of Justice for Official Recognition of Two Weed and Seed Sites (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute any necessary documents required to pursue the designation of Official Recognition (OR) for the two areas within the City of Gainesville.*

This Matter was Approved as Recommended on the Consent Agenda.

001922 Thomas Center "A" Building Use Regulations and Fees (B)

RECOMMENDATION *The City Commission authorize the City Manager to revise the Thomas Center "A" Building Use Agreement Building Regulations and Fees to reflect a non-transferable deposit, a*

modification of the hourly charge for the Building Attendant fee and a corresponding modification of the hourly charge for after-hours rehearsals, and an operational schedule consistent with the City's designated holiday schedule.

This Matter was Approved as Recommended on the Consent Agenda.

001923 Award of Bid: Hippodrome Exterior Renovations (B)

RECOMMENDATION *The City Commission approve the award of bid to Ewing Waterproofing Systems, Inc. in the amount of \$110,500 with a fifteen percent construction contingency of \$16,575 for the exterior renovations to the Hippodrome Theater, for a total amount of \$127,075.*

This Matter was Approved as Recommended on the Consent Agenda.

001924 Interlocal Agreement between the University of Florida and the City of Gainesville for Transit Services (B)

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute the Interlocal Agreement between the University of Florida and the City.*

This Matter was Approved as Recommended on the Consent Agenda.

001925 Settlement of Worker's Compensation Claim - Wayne W. Godwin (NB)

RECOMMENDATION *The City Commission authorize Special Counsel to prepare and the City Manager or his designee to execute the appropriate documents for a lump-sum settlement of the Worker's Compensation claim of Wayne Godwin, in the amount of \$56,000.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

001934 Partial Release of Easement at 5414 NW 26th Place, Black Oaks Addition No. 2, Lot 16 (B)

RECOMMENDATION *The City Commission: 1) Approve the partial release of a platted Public Utilities Easement on Lot 16 of Black Oaks Addition No. 2; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement,*

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

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

DISABILITY REVIEW COMMITTEE

001927 Approval of Disability Retirement for Kenneth Taylor (NB)

RECOMMENDATION *The City Commission approve the submitted application for disability retirement for Kenneth Taylor, Fire Inspector, Fire Department.*

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC WORKS COMMITTEE, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

001926 Federal Law Enforcement Contraband Forfeiture Trust Fund Funding for Joint Aviation Unit (NB)

RECOMMENDATION *The City Commission approve the appropriation of \$67,506.00 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the operation of the Joint Aviation Unit.*

This Matter was Approved as Recommended on the Consent Agenda.

RECREATION AND CULTURAL AFFAIRS COMMITTEE, CONSENT

001496 Local Senior Games (B)

RECOMMENDATION *The City Commission: 1) authorize funding in the amount of \$10,000 (\$4,300 in-kind services and \$5,700 from the City Commission contingency fund) for this year's Senior Games project; and 2) authorize a separate line item in Recreation and Parks' budget for future funding for GSOC yearly events.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

001901 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member Jefferson W. Jones, Jr. from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001902 Resignation - Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accept the resignation of member JoAnn S. Wilkes from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001903 Resignation - Fire Safety Board of Adjustment (B)

RECOMMENDATION *The City Commission accept the resignation of member Mark D. Campbell from the Fire Safety Board of Adjustment effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001942 Resignation - Public Recreation Board (B)

RECOMMENDATION *The City Commission accept the resignation of member Marna Weston from the Public Recreation Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001904 Resignation - University Ad-Hoc/Infrastructure Committee (B)

RECOMMENDATION *The City Commission accept the resignation of Cindy Smith from the University Ad-Hoc/Infrastructure Committee effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001945 Resignation - University Ad-Hoc/Neighborhood Enrichment-Marketing Committee (B)

RECOMMENDATION *The City Commission accept the resignation of member John S. Detweiler from the University Ad-Hoc/Neighborhood Enrichment-Marketing Committee effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

001918 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of the Special Meeting of September 17, 2001 and the Regular Meeting of September 24, 2001, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

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

ADOPTION OF THE REGULAR AGENDA

Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Barrow seconded to adopt the Regular Agenda with the following modifications:

- 1. File # 001930 - Application for Renewal Community Designation - Continue to the October 22, 2001, City Commission Meeting.*
- 2. Add - Commissioner Chestnut Item - File #001948 - Co-Sponsorship of Race Relations Forum to Members of the City Commission Category.*
- 3. File # 001919 - Annual Performance, Salary and Benefits Review - City Manager - Continue to the October 22, 2001 City Commission Meeting.*
- 4. Request from County Manager - Outside Agency Category.*
- 5. File # 001932 - Request from Chair/City Manager - Waive Rules to hear presentation from the Pleasant Street/Fifth Avenue Task Force immediately after the Proclamations.*

(VOTE: 4-0, Commissioner Chuck Chestnut - Absent)

CLERK OF THE COMMISSION

001936 Special City Commission Meetings (NB)

AMENDMENT: Use the following proposed dates for 2002 Joint City/County Meetings:

*Thursday, January 31, 2002 at the County
Monday, April 29, 2002 at the City
Friday, October 25, 2002 at the City*

RECOMMENDATION *The City Commission: 1) Schedule a Special Meeting for October 15, at 2:00 PM in the City Hall Auditorium to discuss Parliamentary Procedures and Rules of the City Commission; 2) schedule a meeting at the University of Florida Campus for November 1, 2001 at 6:00 PM or 7:00 PM; 3) approve agenda topics for the October 19, 2001 Joint City/County Meeting as Water/Wastewater Extensions in the Urban Areas (City topic), County topic to be determined; and direct the City Manager and the General Manager for Utilities to provide agenda language and back-up material by October 17, 2001 at 1:00 PM; and 4) schedule quarterly Joint City/County Commission Meetings for 2002.*

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

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

CITY MANAGER

001928 Regional Transit System ADA Services for Fiscal Year 02 (B)

City of Gainesville Regional Transit System (RTS) Director Jeff Logan and ATC Paratransit General Manager Penny Fennel gave presentations.

Chair Bussing recognized Citizens Judy Hamilton, Joan Dinicola, Randy McCloud and Johnny Watson who spoke to the matter.

MOTION: 1) Approve Option 1 for FY 2002 and approve authorization to hold public hearings with regard to the route changes to be effective in January; and 2) approve the staff initiation and implementation plan for Option 3 for FY 2003 taking into account all of the contingencies that may be necessary if the service provision changes.

RECOMMENDATION *The City Commission: 1) Hear a report from RTS staff regarding ADA service, contract options and funding options; and 2) take appropriate action.*

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

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

001930 Application for Renewal Community Designation (B)

This item was continued to the October 22, 2001 City Commission Meeting.

RECOMMENDATION *The City Commission: 1) hear a presentation from Alachua County staff; and 2) authorize the Mayor to submit a letter of endorsement and certification of participation on behalf of the City of Gainesville for Alachua County's application for 2001 Renewal Community designation.*

Continued

001931 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Public Works Transportation Manager Brian Kanely gave a

presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the October 11, 2001 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

GENERAL MANAGER FOR UTILITIES

001735 Proposed Option to Purchase Land (B)

Gainesville Regional Utilities Sr. Strategic Planning Engineer David Richardson and Deerhaven Power Plant Manager Randy Casserleigh gave presentations.

Chair Bussing recognized Citizen Jim Konish who spoke to the matter.

AMENDMENT: Direct staff to come back with further analysis with regard to making the buffer area truly an effective buffer and analysis of long term assurance that it will remain as a buffer; and include analysis of eco-industrial park development.

RECOMMENDATION *The City Commission: 1) Hear a presentation from staff, 2) approve the Option to Purchase Land agreement for the initial purchase of one parcel of property and the option to purchase two additional parcels of property located to the north and to the east of the Deerhaven Generating Station site from NPC Timber, Inc., as negotiated by staff; and 3) authorize the General Manager or his designee to execute all documents to complete the closing in accordance with the Option to Purchase Land, subject to the approval of the City Attorney as to form and legality.*

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

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

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PUBLIC SAFETY COMMITTEE**RECREATION AND CULTURAL AFFAIRS COMMITTEE****OUTSIDE AGENCIES****Alachua County Board of County Commissioners****001963 Combined Emergency Services System Transition Board Meeting Coverage - October 15, 2001**

RECOMMENDATION *The City Commission authorize a staff member from the Clerk's Office to take notes and record minutes for the meeting on Monday, October 15, 2001 at 12:00 PM in the Jack Durran Board Room.*

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

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

MEMBERS OF THE CITY COMMISSION**Commissioner Chuck Chestnut****001948 Co-Sponsorship of Race Relations Forum (B)**

City of Gainesville Interim EEO Director Jimmie Williams gave a presentation.

RECOMMENDATION *The City Commission: 1) Co-sponsor with the Martin Luther King, Jr., Commission of Florida and the University of Florida Center for Race and Race Relations the "Building the Inclusive Community" forums; 2) authorize the City Manager to designate Jimmie Williams, Interim Equal Opportunity Director or his designee as the City of Gainesville liaison for the forums; 3) authorize the use of the Thelma Boltin Center and the MLK Multi-Purpose Center for community forums; and 4) authorize the City Manager to allow staff to replay the community forums on the public access channel.*

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

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

001919 Annual Performance, Salary and Benefits Review - City Manager (NB)

This item was continued to the October 22, 2001 City Commission Meeting.

RECOMMENDATION *As required by the City Manager's employment agreement, the City Commission conduct the annual performance, salary and benefits review.*

Continued

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

001933 Final Report of Northeast Park Stormwater Task Force (B)

Northeast Park Stormwater Task Force Chair Monica Cooper, Assistant City Manager Carl Harness, City Engineer Stu Pearson and Public Works Director Teresa Scott gave presentations.

Chair Bussing recognized Citizen Kim Popejoy, Curtis Cooper, David Gold, Sara Poll and Robert McPherson who spoke to the matter.

NOTE: Referred to staff for report on land acquisition. See following Item #001958.

RECOMMENDATION *The City Commission receive the Northeast Park Stormwater Task Force final report.*

Discussed

001958 Northeast Park Stormwater Task Force Report Referral (B)

RECOMMENDATION *The City Commission refer Item F in the Northeast Park Stormwater Task Force Report to the Recreation and Cultural Affairs Committee for their review.*

A motion was made by Commissioner Barrow, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on April 8, 2002. The motion carried by the following vote:

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

COMMISSION COMMENTS (if time available)

RECESS - 5:08 PM

CITIZEN COMMENT (5:30pm)

RECONVENE - 5:38 PM

Joe Jackson

Homeless Issues - Request to open up Downtown Plaza for Homeless - See following Item # 001964.

Donna Lawson - Interfaith Hospitality Group

Homeless Issues - See following item # 001964.

Arupa Freeman

Homeless Issues - See following item # 001964.

001964

Homeless Issues (B)

RECOMMENDATION *The City Commission hear comments and accept documents relating to homeless issues.*

Placed on File

Jorge Campos

Buck Bay Subdivision - Annexation Request

Sara Poll

NOTE: Mayor-Commissioner Pro Tem Hanrahan entered the meeting room at 5:49 PM.

- 1. Homeless Issues*
- 2. Terrorism Protection Issues*

Kevin Claney

Ironwood Neighborhood/NHDC Housing Issues - See following Item # 001965.

Christina Jett

Ironwood Neighborhood/NHDC Housing Issues - See following Item # 001965.

Kevin Hartel

Ironwood Neighborhood/NHDC Housing Issues - See following Item # 001965.

Michael Belford

Ironwood Neighborhood/NHDC Housing Issues - See following Item # 001965

Michael Coram

Ironwood Neighborhood/NHDC Housing Issues - See following Item # 001965

001965 Ironwood Neighborhood/NHDC Housing Issues (B)

RECOMMENDATION *The City Commission hear comments and accept any documents submitted regarding this issue.*

Placed on File

Harold Saive

Hidden Lake Retention Pond /Lake Meta Issues - See following item # 001966.

001966 Hidden Lake/Lake Meta Issues (B)

RECOMMENDATION *The City Commission hear comments from Harold Saive and accept the documents submitted.*

Placed on File

PLEDGE OF ALLEGIANCE (6:00pm)

CITIZEN COMMENT (continued)

Jim Konish

Northeast Park Stormwater Task Force

Alex Patton

Public Safety Issues

University of Florida Student Lobby Director - Natalie Hanan

Towing Companies - Overcharging

Mary Helen Wheeler

Hidden Lake Retention Pond /Lake Meta Issues

Kelly Bell

Duck Pond/Wetland Issue

COMMISSION COMMENTS

Mayor Tom Bussing

- 1. Overview of all Citizen Comment Issues*
- 2. Asked staff to contact local churches and Alachua County (use of Fairgrounds) regarding homeless issues.*

Commissioner John R. Barrow

- 1. Roam Towing Overcharging - referred to the City Attorney and the City Manager.*
- 2. Lake Meta/Hidden Lake Issue - requested full report from staff.*
- 3. Ironwood Neighborhood - requested that staff work with NHDC.*
- 4. Homeless Issue - requested that staff review the Plaza or other public spaces for a temporary safe space for the homeless and also contact downtown businesses for their input.*

Mayor-Commissioner Pro Tem Pegeen Hanrahan

- 1. Lake Meta/Hidden Lake - asked staff to contact St. Johns River Water Management District and Alachua County Environmental Protection for rules and or possible violations.*
- 2. Ironwood Neighborhood - Schedule an agenda item with NHDC and citizens for discussion at the evening portion of the meeting.*

PROCLAMATIONS/SPECIAL RECOGNITIONS

001877 Lupus Awareness Month - October 2001 (B)

RECOMMENDATION *Lupus Support Group Member Patricia Davis to accept the*

Proclamation.

Heard

001938 Nakesha Browning Day - October 8, 2001 (B)

RECOMMENDATION *Ms. Nakesha Browning to accept the Proclamation.*

Heard

001939 Detective Reginald Johnson Day - October 8, 2001 (B)

RECOMMENDATION *Detective Reginald Johnson to accept the Proclamation.*

Heard

001940 White Cane Safety Day - October 15, 2001 (B)

RECOMMENDATION *Alachua County Chapter of the Blind President Maxine Stallings to receive the Proclamation.*

Heard

001941 Exceptional Student Education Week (B)

RECOMMENDATION *Exceptional Student Education of Alachua County Director Rene Spiceman to receive the Proclamation.*

Heard

SCHEDULED EVENING AGENDA ITEMS

001932 Pleasant Street/Fifth Avenue Task Force Report (B)

City of Gainesville Community Development Director Tom Saunders and Fifth Avenue/Pleasant Street Task Force Chair Ruth Brown gave presentations.

AMENDMENT: 1) Accept the recommendation from the Task Force to not demolish the houses; 2) direct the City Manager and staff to continue dialogue and working with Santa Fe Community College with different strategies to meet that goal; and 3) also ask staff to look at the other recommendations as recommended by the Task Force and come back to the City Commission as soon as possible on the status of those items.

Chair Bussing recognized Citizens, Abiola Adewole, Kali Blount, Nkwanda Jah, Emily Brown, Edward Earl Young who spoke to the matter.

RECOMMENDATION *The Pleasant Street/5th Avenue Task Force recommends: 1) that the City of Gainesville approach Santa Fe Community College to develop other properties now or in the future owned by Santa Fe Community College and located within the Pleasant Street Historic district in order to be in compliance with Objectives 1.4.2, 1.4.3, and 1.4.4 of the 2001 Comprehensive Plan's Historic Preservation Element (adopted on first reading); and 2) the two houses located on Northwest 4th Avenue and now owned by Santa Fe Community College, be developed within the context of the 2001 Comprehensive Plan's Historic Preservation Element Goals, Objectives and Policies, Objectives 1.4.2, 1.4.3 and 1.4.4.*

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

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

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

000882 COMPREHENSIVE PLAN AMENDMENT - CONSERVATION, OPEN SPACE AND GROUNDWATER RECHARGE ELEMENT (B)

ORDINANCE NO. 0-01-18; PETITION NO. 175CPA-00PB

An ordinance of the City of Gainesville, Florida, amending the Conservation, Open Space and Groundwater Recharge Element of the City of Gainesville 1991-2001 Comprehensive Plan; revising policies on wetlands; adding provisions concerning the Alachua County Forever program; adding provisions concerning the Alachua County Murphree Wellfield Protection Code; adding provisions concerning Floridan aquifer recharge areas; providing for an Environmentally Significant Land and Resources map series within the Future Land Use Map Series; adding Tumblin Creek and Hogtown Creek to the priority list for improving water quality; removing outdated provisions; amending provisions concerning NPDES permitting; making minor amendments throughout; providing directions to the City Manager; stating intent to adopt the amended element as part of the City of Gainesville 2000-2010 Comprehensive Plan; providing a severability clause; providing a repealing clause; and providing an effective date.

...recommendation

The City Commission (1) hear a presentation from Planning staff regarding changes to the Plan Board's recommendation (2) approve Petition 175CPA-00 PB, with City Plan Board modifications; and (3) adopt the proposed ordinance with Planning Staff's recommended revisions.

City of Gainesville Community Development Director Tom Saunders, St. Johns River Water Management District Representative Barbara Hatchett and Planning Manager Ralph Hilliard gave presentations.

FIRST MOTION: Mayor-Commissioner Pro Tem Hanrahan moved and Commissioner Nielsen seconded that the City Commission use Exhibit 1 "Staff Recommendation" to work from.

(VOTE: 4-0, Commissioner Chestnut - Absent)

Chair Bussing recognized Citizens Phil Emmer, Breck Weingart, Mike Warren, Carol Higman, Ralph Eng, Margaret Archer, Kathleen Cantwell, Mark Goldstein, Emily Brown, Tom Harl, Doris Bardon, Carl Salafrio, Florence Clements, James Higman, Sam Harvey, Dink Henderson, Bonnie O'Brien and Dick Williams who spoke to the matter.

SECOND MOTION: Continue this item until Monday, October 15, 2001 at 6:00 PM.

RECOMMENDATION *The City Commission (1) hear a presentation from Planning staff regarding changes to the Plan Board's recommendation (2) approve Petition 175CPA-00 PB, with City Plan Board modifications; and (3) adopt the proposed ordinance with Planning Staff's recommended revisions.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Barrow, that this matter be Continued (1st Reading) for October 15, 2001. The motion carried by the following vote:

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

001851

**NORTH FLORIDA REGIONAL MEDICAL CENTER DOCTORS OFFICE
(LOT 9) (B)**

Ordinance No. 0-01-58

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 identified as Lot 9, North Florida Regional Medical Center Doctors Office Park Subdivision, located at 6716 N.W. 11th Place; the area is proposed for voluntary 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.

City of Gainesville Strategic Planner Heidi Lannon gave a presentation.

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

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

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

ORDINANCES 2ND READING- ROLL CALL REQUIRED

001338 TOWING SIGNAGE (B)

NO. 0-01-56

An ordinance of the City of Gainesville, amending section 14-5-26(a) by adding a new subsection (5) related to towing signs on private property located in community redevelopment areas; providing a "phase in" period; 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 Nielsen, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

001871 RECLAIMED WATER RATES AND CHARGES (B)

ORDINANCE NO. 0-01-47

AN ORDINANCE AMENDING CHAPTER 27, UTILITIES ARTICLE IV WATER AND SEWERAGE; AND APPENDIX A, SECTION UTILITIES (4) SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES CREATING POLICIES AND PRICING FOR RECLAIMED WATER SERVICE; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

001770 SOUTH WEST AREA (ROUTE 35) ANNEXATION (B)

Ordinance No. 0-01-55

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 north of Williston Road, east of Interstate 75, south of the city limits in the vicinity of Archer Road and west of the city limits in the vicinity of SW 23rd Terrace; 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.

Chair Bussing recognized Citizen Mark Goldstein, Paula Stahmer, Emily Brown, Debbie Martinez, Stuart Cullen, Ernesto Martinez, Phil Emmer, Jeff McAdams, Natalie Hanan, Sean Goldstein and Harold Saive who spoke to the matter.

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

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

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

RESOLUTIONS- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

001026 Petition 32ZON-01 PB. City Plan Board. Amend the City of Gainesville Land Development Code by overlaying the historic preservation/conservation district on property zoned RMF-5 (12 units/acre single-family/multiple-family residential district), RH-1 (8-43 units/acre residential high-density district), and MU-1 (10-30 units/acre mixed-use low intensity). Generally bounded on the north by Northwest 4th Avenue, on the east by Northwest 7th Street, on the south by Northwest 1st Avenue and on the west by Northwest 12th Drive. (B)

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 32ZON-01 PB. Plan Board vote 4-2*

Staff to Plan Board - Approve

Staff to City Commission - Further continue the petition to October 22, 2001 to allow affected property owners additional time to consider the options.

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Continued (Petition) for October 22, 2001. The motion carried by the following vote:

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

001027

Petition 33ZON-01 PB. City Plan Board. Amend the City of Gainesville Land Development Code by overlaying the historic preservation/conservation district on property zoned RH-1 (8-43 units/acre residential high density district), RH-2 (8-100 units/acre residential high density district), OR (20 units/acre office residential district), OF (General office district) and MD (Medical services district). Generally bounded on the north by an alleyway located north of Southwest 1st Avenue, on the east by Southwest 9th Street, on the south by Southwest 7th Avenue and on the west by Southwest 12th Street. (B)

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 33ZON-01 PB. Plan Board vote 4-2*

Staff to Plan Board - Approve

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Nielsen, that this matter be Continued (Petition) for October 22, 2001. The motion carried by the following vote:

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

DEVELOPMENT REVIEW BOARD PETITIONS

001660

Petition 69SUB-01DB, Quasi-Judicial. Eng, Denman & Assoc., agent for Larry Ross Builders, Inc. Design plat review for 10 lots on approximately 6.26 acres. Blues Creek Unit 5 - Phase I. Zoned : PUD (Alachua County). Located in the 7800 block of Northwest 80th Avenue. (B)

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Chair Bussing recognized Citizens Bill Emerson, Ted Nichols and Agent for the Developer Ralph Eng who spoke to the matter.

MOTION: Continue this petition to November 26, at 7:00 PM (time certain).

RECOMMENDATION *Development Review Board to City Commission - The City Commission approve Petition 69SUB-01DB subject to the staff conditions and recommendation that sidewalks be*

provided within the development. Vote 5-0.

Staff to Development Review Board - The Design Plat is approvable subject to the staff conditions and recommendation that sidewalks be provided within the development.

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Barrow, that this matter be Continued (Petition) for November 26, 2001. The motion carried by the following vote:

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

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT - 11:03 PM

Kurt M. Lannon, Clerk of the Commission