

# **City of Gainesville**

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



## **Meeting Minutes**

**Monday, August 11, 2003**

**1:00 PM**

**City Hall Auditorium**

## **City Commission**

*Mayor Tom Bussing (At-Large)  
Commissioner Warren Nielsen (At Large)  
Commissioner Rick Bryant (At Large)  
Mayor-Commissioner Pro Tem Chuck Chestnut (District 1)  
Commissioner Ed Braddy (District 2)  
Commissioner Tony Domenech (District 3)  
Commissioner Craig Lowe (District 4)*

*Persons with disabilities who require assistance to participate in this meeting are requested to notify the Equal Opportunity Department at 334-5051 or call the TDD phone line at 334-2069 at least 48 hours in advance.*

**CALL TO ORDER - 1:03 PM**

*NOTE: Mayor-Commissioner Pro Tem Chestnut called the meeting to order.*

*NOTE: Mayor Bussing entered the meeting room at 1:04 PM.*

**ROLL CALL**

Present: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**INVOCATION**

**Reverend Kenneth Babin, First Lutheran Church of Gainesville**

**CONSENT AGENDA**

*Commissioner Domenech moved and Commissioner Nielsen seconded to adopt the Consent Agenda with the following modification:  
(VOTE: 7-0, MOTION CARRIED)*

- 1. File # 030233 - City Commission Minutes July 17, 2003 - Pull from the Agenda.*

**CITY MANAGER, CONSENT AGENDA ITEMS****030234 Interlocal Agreement with the University of Florida for RTS Service on Campus (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Interlocal Agreement with the University of Florida for the period of August 19, 2003 through August 18, 2004, and any other necessary documents.*

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

**030235 Traffic Engineering Services Agreement with Alachua County for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Traffic Engineering Services Agreement between the City and Alachua County for the period of October 1, 2003 to September 30, 2004.*

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

**030236 First Extension to Gainesville Police Department Uniform Purchase Contract with Gold Nugget Uniforms, Inc., d/b/a Argo Uniform Company (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager to execute the contract with Gold Nugget Uniforms, Inc. d/b/a Argo Uniform Company of Hallandale, Florida and authorize the issuance of a purchase order in an amount not to exceed \$100,000.*

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

**030237 First Extension for Asphalt Services for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the First Extension to the contracts with V.E. Whitehurst & Sons and John C. Hipp Construction Equipment Company for Asphalt Services, extending the term of the contract from October 1, 2003 to September 30, 2004, subject to final appropriation of funds for FY 2004.*

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

**030238 Third Extension for Professional Civil Engineering Services for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Third Extensions to the contracts with Brown & Cullen, Inc., and Causseaux & Ellington, Inc. for Professional Civil Engineering Services, extending the term of the contracts from October 1, 2003 to September 30, 2004, subject to final appropriation of funds for FY 2004.*

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

**030239 Fourth Extension for Professional Environmental Engineering Services for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Fourth Extension to the contract with Water & Air Research, Inc., for Professional Environmental Engineering Services, extending the term of the contract from October 1, 2003 to September 30, 2004, subject to final appropriation of funds for FY 2004.*

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

**030240 Fourth Extension for Computer Network Database Application Development**

**and Maintenance Services for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Fourth Extension to the contract with Virtual Engineering Solutions, Inc., for Computer Network Database Application Development and Maintenance Services, extending the term of the contract from October 1, 2003 to September 30, 2004, subject to final appropriation of funds for FY 2004.*

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

**030241 Fourth Extension for Professional Surveying and Mapping Services for FY 2004 (B)**

**RECOMMENDATION** *The City Commission authorize the City Manager or designee to execute the Fourth Extensions to the contracts with Myers-Griffis & Associates, Inc. (formerly John W. Myers and Associates, P.A. Surveyors & Mappers), and Terrence Brannan Land Surveyor, Inc. for Professional Surveying and Mapping Services, extending the term of the contracts from October 1, 2003 to September 30, 2004, subject to final appropriation of funds for FY 2004.*

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

**030242 Rehabilitation of City-Owned Property Located at 429 Northwest 3rd Street (NB)**

**RECOMMENDATION** *The City Commission: 1) declare the property located at 429 Northwest 3rd Street as surplus property; 2) authorize the Housing Division to restore and rehabilitate the property for resale to an eligible low-income family or household that will be identified at a future date; 3) authorize the Housing Division to provide the subsidy assistance required to make the purchase of the property affordable for a low-income family or household; 4) authorize the City Manager or designee to execute the required construction contract, warranty deed, purchase and sale agreement, subsidy agreements, and any other certifications or assurances required to restore the property and transfer ownership to a homebuyer that will be identified at a future date; 5) authorize the Housing Division to use the standard Rehabilitation Program subsidy, purchase and sale, and construction documents to consummate the transactions; and 6) authorize the issuance of a purchase order to the contractor, Hoffman Construction, Inc., in an amount not to exceed \$98,303 plus a contingency of \$9,800.*

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

**030243      Annexation of North Florida Regional Doctors Office Park, Lots 1, 10, 11, 16, 22, and 23-26. (B)**

**RECOMMENDATION**    *The City Commission: 1) receive the petitions for annexation and make findings that they contain the signatures of the property owners; 2) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area; and 3) direct the City Manager to execute the preannexation agreements.*

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

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

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

**030249      EEOC CHARGE NO. 150-2003-03125 KAREN KILPATRICK VS. THE CITY OF GAINESVILLE (B)**

**RECOMMENDATION**    *The City Commission authorize the City Attorney, and/or special counsel if insurance coverage is available, to represent the City in the case styled Karen Kilpatrick vs. the City of Gainesville; EEOC Charge No.: 150-2003-03125.*

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

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

**030233      City Commission Minutes (B)**

**RECOMMENDATION**    *The City Commission approve the minutes of July 21, July 24, and July 28, 2003; as circulated.*

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

**030253      Special City Commission Meeting (NB)**

**RECOMMENDATION**    *The City Commission schedule a special City Commission meeting on November 6, at 3:00pm in the City Hall Auditorium to discuss Housing Programs.*

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

**030256 Resignation - Board of Adjustment (B)**

**RECOMMENDATION** *The City Commission accept the resignation of member Russell L. Pisano from the Board of Adjustment effective immediately.*

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

**COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

**PUBLIC WORKS COMMITTEE, CONSENT**

**PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT**

**030168 Living Wage Ordinance Changes (B)**

**RECOMMENDATION** *The City Commission authorize the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance correcting a scrivener's error in subsection 2-616 (c) of Article IX of Chapter 2 of the Code of Ordinances relating to the Living Wage.*

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

**PUBLIC SAFETY COMMITTEE, CONSENT**

**030093 Federal LECFTF Funding for the Mounted Patrol Unit (B)**

**RECOMMENDATION** *The City Commission approve the appropriation of \$76,120 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the operation of the Mounted Patrol Unit. The balance in the account is \$3,302,719.66.*

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

**Passed The Consent Agenda**

**A motion was made by Commissioner Domenech, 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: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS**

**END OF CONSENT AGENDA**

## ADOPTION OF THE REGULAR AGENDA

*Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Chestnut seconded to adopt the Regular Agenda with the following modifications:  
(VOTE: 7-0, MOTION CARRIED)*

### *REGULAR AGENDA - MODIFICATIONS:*

- 1. File # 030038 - Petition 66LUC-03PB - Land Use Change - University Center Hotel - New Recommendation.*
- 2. File #030039 - Petition 67ZON-03 PB - Rezoning - University Center Hotel - New Recommendation.*
- 3. File # 030250 - Oak Hammock Annexation - Add the word "Area" to the title, i.e.; "Oak Hammock Area Annexation".*

### *REGULAR AGENDA - ADDITIONAL BACK-UP SUBMITTED:*

- 1. File #030225 Northwest 13th Street Corridor - Members of the City Commission Category - Additional back-up submitted (Resolution).*

## CHARTER OFFICER UPDATES

## CLERK OF THE COMMISSION

## CITY MANAGER

### **020249 Update Report on Federal Lobbying Efforts (NB)**

*Federal Lobbyist for the City of Gainesville Marilyn Berry Thompson and Marion Turner gave presentations.*

**RECOMMENDATION** *The City Commission hear and accept an updated report from Marilyn Berry Thompson and her staff concerning their Federal Lobbying efforts on behalf of the City's 2003 Federal Agenda.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

## GENERAL MANAGER FOR UTILITIES



**030255 Follow-up To Main Break On SW 34th Street (NB)**

*Gainesville Regional Utilities (GRU) Water/Wastewater Engineering Director Kim Zoltek and Alachua County Public Health Unit Environmental Specialist Mark Landers gave presentations.*

**RECOMMENDATION** *The City Commission hear a follow-up regarding the break to one of our major sewer force mains along NW 34th Street at Hull Road (near the Hilton).*

**Heard**

**CITY ATTORNEY**

**CITY AUDITOR**

**COMMITTEE REPORTS (PULLED FROM CONSENT)**

**PUBLIC WORKS COMMITTEE**

**PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE**

**PUBLIC SAFETY COMMITTEE**

**REGIONAL UTILITIES COMMITTEE**

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

**030214 Ad Hoc Charter Officer Equal Opportunity Advisory Committee (B)**

*Ad Hoc Charter Officer Equal Opportunity Advisory Committee Chair Pegeen Hanrahan gave a presentation.*

*AMENDMENTS: 1) Approve the job description for the Equal Opportunity Director's position as modified; and 2) approve the salary range between \$60,000 and \$75,000, striking the "not to exceed maximum of \$85,000".*

**RECOMMENDATION** *The City Commission: 1) approve the job description for the Equal Opportunity Director's position; 2) consider the suggested target salary range between \$70,000 - \$75,000 and not to exceed a maximum of \$85,000; and 3) approve the Equal Opportunity Director Search Project Schedule.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

## **OUTSIDE AGENCIES**

## **MEMBERS OF THE CITY COMMISSION**

### **030188 Commissioner Edward Braddy - Countywide Visioning & Planning Committee (NB)**

*Chair Bussing recognized Citizen Pegeen Hanrahan who spoke to the matter.*

*NOTE: This item was continued to the next City Commission Meeting agenda (August 25, 2003).*

**RECOMMENDATION** *The City Commission hear a presentation on the Countywide Visioning & Planning Committee regarding funding, the Technical Advisory Committee, and site locations in Gainesville for a CVPC bus tour.*

**Continued**

## **WAIVER OF RULES**

*MOTION: Commissioner Domenech moved and Commissioner Braddy seconded to waive the rules and move File # 030225 Northwest 13th Street Corridor (Resolution) to immediately after the Proclamations "Time Certain".  
(VOTE: 7-0, MOTION CARRIED)*

## **COMMISSION COMMENTS**

### **MAYOR TOM BUSSING**

*1. Metropolitan Transportation Planning Organization (MTPO) Update - See following agenda item File # 030259.*

*2. ABC Video Presentation Regarding Low Unemployment in Gainesville - Assistant City Manager Carl Harness and Chamber of Commerce President Brent Christensen gave presentations.*

### **030259 Metropolitan Transportation Planning Organization (MTPO) Meeting Update (NB)**

*City of Gainesville Public Works Director Teresa Scott gave a presentation.*

**RECOMMENDATION** *The City Commission hear an update from staff regarding the agenda for the August 14, 2003 MTPO meeting.*

## **MAYOR-COMMISSIONER PRO TEM CHESTNUT**

*1. NW 22nd Street sidewalk installation - Public Works Director Teresa Scott made comments.*

**RECESS - 4:27 PM**

**RECONVENE - 5:33 PM**

## **CITIZEN COMMENT**

*NOTE: There were no citizens who wanted to speak during the Citizen's Comment portion of the agenda.*

**RECESS - 5:34 PM**

**COMMISSION COMMENTS (if time available)**

**RECONVENE - 6:00 PM**

**PLEDGE OF ALLEGIANCE (6:00pm)**

## **PROCLAMATIONS/SPECIAL RECOGNITIONS**

**030252**      **50th Anniversary of the Korean War Armistice Day - July 27, 2003 (B)**

**RECOMMENDATION** *Jake Feaster, Gene Isom, Doug Tanner, Hansel McQuinn and Don Sherry to accept proclamation.*

**Heard**

## **PUBLIC HEARINGS**

**030225**      **City Commission/NW 13th Street Corridor (B)**

*Chair Bussing recognized Citizens Harold Saive, Joe Jackson, Brad Guy, Rob*

*Brinkman and Chamber of Commerce Representative Allison Painter who spoke to the matter.*

**RECOMMENDATION** *The City Commission discuss the NW 13th Street Corridor resolution.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**030245            Public Hearing on Proposed Use of U. S. Department of Justice Local Law Enforcement Block Grant Funds (B)**

*City of Gainesville Police Chief Norm Botsford gave a presentation.*

*AMENDMENT: 4) Approve the expenditures as outlined in the presentation.*

**RECOMMENDATION** *The City Commission: 1) hold a public hearing regarding the City's proposed use of funds awarded under the Local Law Enforcement Block Grants Program, established within the Bureau of Justice Assistance under the Fiscal Year 1996 Omnibus Appropriations Act (Public Law 104-134); 2) hear a report from staff on the City's proposed use of these funds; 3) receive written and oral public input about the local government's entire budget and the relation of the grant to the entire budget; and 4) approve the expenditures as outlined in the presentation.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen and Craig Lowe  
Absent: Rick Bryant

**ADOPTION READING-ROLLCALL REQUIRED**

**030038            LAND USE CHANGE (B)**

**ORDINANCE NO. 0-03-72, PETITION 66LUC-03PB**

**An ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Office" to "RH (Residential High-Density (8-100 units per acre))"; located in the vicinity of 1535 Southwest Archer Road; providing a severability clause; providing a repealing clause; and providing an effective date.**

*NOTE: Continued to October 13 & 27, 2003.*

**RECOMMENDATION** *The City Commission: 1) approve Petition 66LUC-03PB; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Domenech, seconded by Commissioner Nielsen, that this matter be Continued for October 13, 2003. The motion carried by the following vote:**

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen and Craig Lowe  
Absent: Rick Bryant

## **ORDINANCES, 1ST READING- ROLL CALL REQUIRED**

### **030039 REZONING (B)**

**(QUASI-JUDICIAL) ORDINANCE NO. 0-03-73, PETITION NO. 67ZON-03PB**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain properties within the City from the zoning category of "MD: Medical services district" to "RH-2: 8-100 units/acre residential high density district"; located in the vicinity of 1535 Southwest Archer Road; providing a severability clause; providing a repealing clause; and providing an effective date.**

*NOTE: Continued to October 13 & 27, 2003.*

**RECOMMENDATION** *The City Commission: 1) approve petition no. 67ZON-03PB; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Domenech, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Continued for October 13, 2003. The motion carried by the following vote:**

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen and Craig Lowe  
Absent: Rick Bryant

### **030034 REZONING - 3401 NW 34TH STREET (B)**

**(QUASI-JUDICIAL) ORDINANCE NO. 0-03-71, PETITION NO. 52ZON-03PB**

**An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property within the City from "OF: general office district" to "OR: 20 units/acre office residential district" located in the vicinity of 3401 Northwest 34th Street; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

*City of Gainesville Planning Manager Ralph Hilliard and Agent for the Petitioner*

*Stuart Cullen gave presentations.*

*Chair Bussing recognized Citizen Harold Saive who spoke to the matter.*

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

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**030250 OAK HAMMOCK AREA ANNEXATION (B)**

**ORDINANCE NO. 0-03-67**

**An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, as amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area generally west of SW 17th Terrace, north of SW 56th Avenue, east of Rocky Point Road, and south of Williston Road and the City limits; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.**

*City Manager Wayne Bowers gave a presentation.*

*Chair Bussing recognized Dr. Willa Drummond who spoke to the matter.*

**RECOMMENDATION** *(1) The City Commission adopt the proposed ordinance; and (2) authorize the City Manager to execute the revised annexation agreement with the Oak Hammock at the University of Florida Foundation, Inc.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**030165 USER FEES INCREASE (B)**

**ORDINANCE NO. 0- 03-76**

**An ordinance of the City of Gainesville, Florida; by amending Appendix A of the**

Code of Ordinances by increasing certain user fees, as more specifically set forth in the ordinance, and generally related to alcoholic beverages; buildings and building regulations; cemeteries; controlled vehicular parking decals/permits; land development code; peddlers; solicitors and canvassers; police; secondhand goods; streets; sidewalks and other public places; taxation; and traffic and motor vehicles; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

*AMENDMENTS: Page 15, Traffic and Motor Vehicles, (1) e: Change \$20.00 dollars to \$21.00; and (2) Parking in Fire Lanes, Plus surcharge used for firefighter training programs remains at \$3.00, not increased to \$3.15.*

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

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

**Votes:** Aye: Tom Bussing, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe  
Nay: Tony Domenech  
Absent: Edward Braddy

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

### **WAIVER OF RULES**

*Commissioner Domenech moved and Commissioner Nielsen seconded to hear Mrs. Susanne Swartley's comments before the Resolutions.*

*(VOTE: 6-0, Commissioner Braddy - Absent, MOTION CARRIED)*

*Chair Bussing recognized Mrs. Swartley who spoke to Item # 030035, Petition # 53TCH-03PB.*

## **RESOLUTIONS- ROLL CALL REQUIRED**

### **030251 RESOLUTION ACCEPTING AMENDMENT NUMBER 1 TO GRANT OFFER FROM FEDERAL AVIATION ADMINISTRATION (B)**

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

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Chuck Chestnut, Warren Nielsen and Rick Bryant  
Absent: Edward Braddy and Craig Lowe

### **030254 A RESOLUTION RATIFYING AND APPROVING THE TERMS OF THE**

**CITY OF GAINESVILLE, FLORIDA'S \$115,925,000 UTILITIES SYSTEM REVENUE BONDS, 2003 SERIES C; MAKING CERTAIN AMENDMENTS TO THE RESOLUTIONS OF THE CITY AUTHORIZING THE ISSUANCE OF SAID BONDS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE (B)**

*GRU Finance Director Kim Simpson gave a presentation.*

**RECOMMENDATION** *The City Commission adopt the Resolution.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe  
Absent: Edward Braddy

## PLAN BOARD PETITIONS

**030035**      **Petition 53TCH-03 PB. Amend the City of Gainesville Land Development Code in regard to parking, storing or keeping of recreational vehicles in residential districts. (B)**

*City of Gainesville Planner John Wachtel and Planning Manager Ralph Hilliard gave presentations.*

*FIRST MOTION: Commissioner Bryant moved and Commissioner Braddy seconded to deny the petition.  
(NO VOTE)*

*SUBSTITUTE MOTION (MAIN MOTION): Mayor-Commissioner Pro Tem Chestnut moved and Commissioner Domenech seconded to refer this item to the Community Development Committee to come back to the full City Commission with a recommendation after the next Community Development Committee meeting.  
(VOTE: 6-1, Commissioner Bryant - No, MOTION CARRIED)*

**RECOMMENDATION** *City Plan Board to City Commission - The City Commission approve Petition 53TCH-03 PB. Plan Board vote 4-1*

*Staff to Plan Board - Deny*

**A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Domenech, that this matter be Referred to the Community Development Committee. The motion carried by the following vote:**

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**030037**      **(Quasi-Judicial) Petition 58WSU-03CC. Eng, Denman & Associates, Inc., agent**



**for V.E. Whitehurst & Sons, Inc. Requesting a Wellfield Special Use Permit for construction of a new asphalt plant (Plant No. 4) and removal of two existing plants (Plant Nos. 2 and 3) and approval of related site plan. Located at 2330 Northwest 73rd Place. (B)**

*City of Gainesville Senior Planner Carolyn Morgan; Agent for the Petitioner Jefferson Braswell; Koogler & Associates Professional Engineer Steve Cullen P.E.; Eng Denman and Associates Professional Engineer Ralph Eng; and Vice President of Astec Industries Malcolm Swanson.*

*ADDITIONAL CONDITIONS: 7) The operation of the plant shall comply with the air emissions, noise, odor and other environmental and operational standards and levels proffered by the applicant and its agents at this hearing and its application being part of the record; and 8) findings in the staff report will be part of this approval.*

**RECOMMENDATION** *City Plan Board to City Commission - The City Commission approve Petition 58WSU-03 PB. Plan Board vote 5-0*

*Staff to Plan Board - Approve*

**A motion was made by Commissioner Domenech, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Approved as Recommended with Conditions and Amendments (Petition). The motion carried by the following vote:**

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

## DEVELOPMENT REVIEW BOARD PETITIONS

### SCHEDULED EVENING AGENDA ITEMS

**030244 Appeal of Denial by Historic Preservation Board of Certificate of Appropriateness for Wall at 207 Northeast 7th Street (B)**

*City of Gainesville Community Development Director Tom Saunders, Historic Preservation Planner Dee Henrichs and Building Official Doug Murdock gave presentations.*

*Chair Bussing recognized Andrea Holbrook Wagman, Bruce Morgan, Joann Auth, Colquit Tanner, Michelle Benoit, Mary Rowe, Dennis Lee Egan and Joan Gowan who spoke to the matter.*

*WAIVER OF RULES: Commissioner Domenech moved and Mayor-Commissioner Pro Tem Chestnut seconded to waive the rules to extend the meeting until 11:15 PM. (VOTE: 6-1, Commissioner Bryant - No, MOTION CARRIED)*

*MOTION: Affirm the Historic Preservation Board's decision.*

**RECOMMENDATION** *The City Commission may affirm, amend or reverse the*

*Historic Preservation Board's decision.*

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

**Votes:** Aye: Tom Bussing, Tony Domenech, Edward Braddy, Chuck Chestnut, Warren Nielsen, Rick Bryant and Craig Lowe

**UNFINISHED BUSINESS**

**COMMISSION COMMENT**

**CITIZEN COMMENT (If time available)**

**ADJOURNMENT - 11:15 PM**

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Kurt M. Lannon, Clerk of the Commission