

City of Gainesville

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



Meeting Minutes

Monday, October 12, 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

Westside Baptist Church, Pastor Gary Crawford

Consent Agenda

1. Remove File No. 980605 from Consent Agenda and place on the Regular agenda; and, revised back-up material submitted - Domestic Partners Benefit; and 2. Remove File No. 970914 from Consent and place on Regular Agenda - Duck Pond Traffic

A motion was made by Commissioner Calkins, seconded by Commissioner Jennings, 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

980289 Rental Rehabilitation Project - "The Bottoms" Legislative File Number 980289

RECOMMENDATION *The City Commission: 1) approve the inclusion of the names, as noted on the title insurance policy, on the project as Lester W. Robinson and Alice O. Robinson, husband and wife, and A.M. Robinson and Dorothy B. Robinson, husband and wife; 2) approve the \$2,250 transfer from a loan to a grant for A.M. Robinson and Dorothy B. Robinson, and the transfer of \$14,774 from a loan to a grant for Lester W. Robinson and Alice O. Robinson; 3) approve the issuance of satisfaction of mortgages and rehabilitation liens for the initial closing held on September 11, 1998, in order to be able to replace these documents with new ones with the terms described above; and 4) approve the amount of \$16,800 originally allocated to the Robinsons for carpet and tile flooring to be used instead for the renovation of a ninth unit, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980604 PRC Public Sector, Inc. Master Maintenance Agreement for CAD and RMS Software Systems

RECOMMENDATION *The City Commission authorize the City Manager to execute the Agreement between the City and PRC Public Sector, Inc.,*

(as a specified source) for CAD and RMS Software maintenance for the time period October 1, 1998 through September 30, 2003, in the total amount not to exceed \$140,698.68 for the five year period, subject to approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

980606 First Extension of Thomas Center Gardens Grounds Maintenance Agreement (950639)

RECOMMENDATION *The City Commission: 1) approve the first extension to the contract with Oasis Landscape Services, Inc. for grounds maintenance at Thomas Center Gardens in the amount of \$25,000 for the period of October 1, 1998 through September 30, 1999; and 2) authorize the City Manager or his designee to execute the extension, subject to the approval the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980608 Hills Record Storage

RECOMMENDATION *The City Commission waive competitive bidding and authorize the issuance of a purchase order to Hill's Record Storage for \$21,000 to continue current records storage services for Fiscal Year 1998-1999*

This Matter was Approved as Recommended on the Consent Agenda.

980610 Annual Materials Supply Contract for Limerock for FY 1999

RECOMMENDATION *The City Commission: 1) award a contract to Limerock Industries, Inc., Chiefland, Florida, for the supply of limerock for FY 1999; and 2) authorize the City Manager or his designee to execute the contract, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

980611 Annual Materials Supply Contracts for Storm Sewer Pipe for FY 1999

RECOMMENDATION *The City Commission: 1) award a contract to Joelson Concrete Pipe Co., Inc., for Round Reinforced Concrete Pipe sizes 24", 30", 36" and 72" and matching end sections, and for Elliptical Reinforced Concrete Pipe sizes 24", 30", 36",*

42", 48", 54" and 60" and matching end sections; 2) award a contract to Florida Concrete Pipe for Round Reinforced Concrete Pipe sizes 15", 18", 42", 48", 54", 60" and 66" and matching end sections, and for Elliptical Reinforced Concrete Pipe sizes 15", 18" and 72" and matching end sections; 3) award a contract to Advanced Drainage Systems for the supply of Corrugated Polyethylene Pipe; and 4) authorize the City Manager, or his designee, to execute the contracts, subject to approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

980612 Annual Materials Supply Contract for Precast Concrete Ditch Bottom Inlets and Manholes and Appurtenances for FY 1999

RECOMMENDATION *The City Commission: 1) award a contract to Taylor Precast for the supply of concrete ditch bottom inlets and manholes and appurtenances; and 2) authorize the City Manager or his designee to execute the contract, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

980619 Approval of Purchase Orders to Max-Tech Computer Systems for Personal Computers during FY 1999 (B)

RECOMMENDATION *The City Commission approve the issuance of purchase orders to Max-Tech Computer Systems of Gainesville, Florida, for the provision of personal computers for various departments of GRU in amounts not to exceed the budgeted amounts for FY 1999...Fiscal Note
Funds for these purchases have been included in GRU's FY 1998/1999 budget for capital acquisition and replacement.*

This Matter was Approved as Recommended on the Consent Agenda.

980556 Extension to the Annual Contract for Temporary Personnel Services Contracts (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager and the City Manager or their designees to execute amendments extending the contracts with (a) TempForce, as the primary supplier for general, labor and clerical temporary personnel services; (b) Norell Services, as the secondary supplier for*

general and clerical temporary personnel services; and (c) Wal-Staff, as the secondary supplier for labor temporary personnel services, for Gainesville Regional Utilities and General Government on an as need basis for FY 99, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders in amounts not to exceed the budgeted amounts for these services for FY 99, subject to the final appropriation of funds.

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

980617 Deneace M. Joshua v. City of Gainesville

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City in a case styled Deneace M. Joshua v. City of Gainesville, Florida; Case No. 1:98cv 146 MMP.*

This Matter was Approved as Recommended on the Consent Agenda.

980618 Milton Garey, Jr., vs. Mike P. Douglass, et al

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel, if insurance coverage is available, to represent the City in a case styled Milton Garey, Jr., vs. Mike P. Douglass, et al; Case No. 98-1828-CA.*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

Personnel & Organizational Structure Comm, Consent

Public Safety Committee, Consent

Audit & Finance Committee, Consent

980517 Review of Human Resources Recruitment and Selection Process (B)

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

This Matter was Approved as Recommended on the Consent Agenda.

980519 Review of General Fund Forecasted Revenues and Other Sources of Funds for the Fiscal Year Ending September 30, 1999 (B)

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

This Matter was Approved as Recommended on the Consent Agenda.

980520 Report on the Status of Outstanding Audit Recommendations (B)

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

This Matter was Approved as Recommended on the Consent Agenda.

980523 Summary Report of Payroll Payoff Procedures (B)

RECOMMENDATION *The Audit and Finance Committee recommend that the City Commission accept the City Auditor's report on payroll payoff procedures for Fiscal Year 1997-98.*

This Matter was Approved as Recommended on the Consent Agenda.

980595 Fiscal Year 1998 Operating Funds Quarterly Monitoring Report - Quarter Ending June 30, 1998.

...Explanation

The City's General Government Budget Policy requires staff to prepare and submit a quarterly budget compliance report in substantially the same form as the final budget document, for all major operating funds, including the status of General Fund fund balances, to the Audit and Finance Committee.

...Recommendation

The Audit and Finance Committee review and recommend that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 1998.

RECOMMENDATION *The Audit and Finance Committee review and recommend that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 1998.*

This Matter was Placed on File on the Consent Agenda.

Legislative Committee, Consent

Regional Utilities Committee, Consent

City Beautification Board, Consent

Clerk of the Commission, Consent Agenda Items

980603 City Commission Minutes of September 16, 21, and 28, and October 5, 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

End of Consent Agenda

Adoption of the Agenda

The Agenda was adopted with the following modifications:

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

Rev. Tim Keyes - School Students Attending Meeting from the Current Affairs Class (NB)

980652 Frederick Peterkin - Change of Secion 13.171 of the Gainesville Code of Ordinances.

RECOMMENDATION *The City Commission amend the ordinance to state that trees be removed if are dangerous to neighbors property,*

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Referred to the City Manager, due back on April 12, 1999. The motion carried unanimously.

City Commission Comment (If time available)

Charter Officer Updates

Clerk of the Commission

980632 December 28, 1998 Meeting

MOTION: Cancel and not reschedule the City Commission regular meeting of December 28, 1998.

RECOMMENDATION *The City Commission discuss the regular scheduled meeting for December 28, 1998.*

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

City Manager

980614 ARTSREACH exhibits

ARTSREACH Coordinator Donna Born Drake gave a presentation.

RECOMMENDATION *The City Commission hear a brief presentation by Donna Born Drake, ARTSREACH Coordinator for the Department of Cultural Affairs, introducing the exhibitions of Art in City Hall, Art in the County Administration Building and Art in the Airport.*

This matter was Placed on File

980615 Census 2000 Complete Count Program

Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a presentation from staff; and 2) support the City's participation in the Census Complete Count Program.*

A motion was made by Commissioner Jennings, seconded by Commissioner Calkins, that this matter be Approved as Recommended. The motion carried unanimously.

980616 Metropolitan Transportation Planning Organization (MTPO)

Regional Transit System Director Perry Maull gave a presentation.

Coordinated Transportation System Representative Marion Mark made comments.

RECOMMENDATION *The City Commission hear a report from staff regarding the October 15, 1998 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

This matter was Placed on File

980605

Domestic Partners Eligibility for City Sponsored Benefits

City Manager Wayne Bowers, Human Resources Director Tom Motes and Administrative Services Director Glenda Currie gave presentations.

MOTION: Approve Recommendation No. 4

Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Craig Lowe and Larry Martin who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve extending same-sex Domestic Partners Benefits as suggested by staff; 2) authorize the City Manager or his designee to make appropriate changes to the Health Plan Document to incorporate same-sex Domestic Partner Benefits subject to review by the City Attorney as to form and legality; 3) approve changes to Personnel Policies #8, 11, 18, 26 and 29; and, 4) authorize the City Manager or designee to begin negotiations with each collective bargaining unit as provided by the labor agreements.*

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

General Manager for Utilities

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

970914 Duck Pond Neighborhood Traffic Calming Plan

Traffic Engineer Brian Kanely gave a presentation.

Chair P. DeLaney recognized Rev. Tim Keyes who spoke to the matter.

RECOMMENDATION *The City Commission approve the following modifications to the Duck Pond Neighborhood Traffic Calming Plan: 1) replace the proposed intersection modification at NE 10th Avenue and Northeast Boulevard with a speed hump; and 2) install an additional speed hump on Northeast Boulevard in the 900 Block, northbound.*

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

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

Personnel & Organizational Structure Committee**Public Safety Committee****980062 Porter's Community**

Chair P. DeLaney recognized Citizen Ike Norman who spoke to the matter.

AMENDMENT: Item 4 - change to read Authorize staff to pursue discussions with Aubry McPhadder, owner of the property located at 702 SW 5th Street regarding purchase of this property by the City.

RECOMMENDATION *The Public Safety Committee recommends to the City Commission changes to the recently installed "no parking/tow away" signs to 1) leave the "no parking/tow away" signs on the south side of S.W. 7th Avenue, 2) remove the "no parking/tow away" signs on the north side of S.W. 7th Avenue, 3) remove the "no parking/tow away" signs from directly in front of the residents' homes, re-evaluating with GPD any enforcement concerns during a trial period, and 4) give staff direction as to whether they should continue to pursue discussions with Aubry McPhadder, owner of the property located at 702 S.W. 5th Street regarding purchase of this property by the City.*

A motion was made by Commissioner Jennings, seconded by Commissioner Calkins, that this matter be Approved as Recommended, as Amended or Revised. The motion carried unanimously.

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Advisory Boards/Committees (Appointments/Reports)

980620 Gainesville Energy Advisory Committee LED Traffic Signal Evaluation (B)

Electric Utility Engineer II Neil Crandell gave a presentation.

MOTION: Approved the Committee's plan as modified by asking the City Manager and General Manager for Utilities to report back to the City Commission on the costs.

RECOMMENDATION *The City Commission hear a presentation and recommendations from the Gainesville Energy Advisory Committee regarding use of LED lighting technology.*

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

Outside Agencies

980627 Depot Avenue Eco-Development Forum #2, "Old Gainesville Depot", September 23, 1998

Brad Guy gave a presentation.

RECOMMENDATION *City Commission hear a presentation from Brad Guy, Center for Construction & Environment.*

This matter was Placed on File

Members of the City Commission

980581 Annual Performance, Salary and Benefits Review for the City Manager

RECOMMENDATION *The City Commission review the salary and benefits of the City Manager and make any changes deemed appropriate.*

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, to increase the salary of the City Manager by 4.75% retroactive to his anniversary date. The motion carried unanimously.

980633 Mayor Paula M. DeLaney

RECOMMENDATION *The City Commission appoint Mayor Paula M. DeLaney and Commissioner Sande Calkins to the Recreation and Cultural Affairs Committee.*

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.

Commission Comments

Recess Until 6:00 PM

Pledge of Allegiance

Pack 127 - Webelos Den

Proclamations/Special Recognitions

980621 White Cane Safety Month - October 1998

RECOMMENDATION *Alachua County Florida Chapter of the Blind President Carol E. Massey to accept the proclamation.*

This matter was Placed on File

980622 United Nations Day - October 24, 1998

RECOMMENDATION *Gainesville Chapter United Nations Committee President Charles W. Floyd to accept the proclamation.*

This matter was Placed on File

980623 Deep Sea Ministry Day - October 12, 1998

RECOMMENDATION *Deep Sea Ministry Pastor and Mrs. George Young to accept the proclamation.*

This matter was Placed on File

980624 Executive Committee of the Republican Party of Alachua County Day - October 12, 1998

RECOMMENDATION *Executive Committee of the Republican Party of Alachua County-Frederick Peterkin to accept the proclamation.*

This matter was Placed on File

980625 Florida City Government Week - October 18-24, 1998

RECOMMENDATION *Gainesville City Manager Wayne Bowers to accept the proclamation.*

This matter was Placed on File

980626 Fall Fun at Bouleware Springs Day - October 24, 1998

RECOMMENDATION *Jim Weimer to accept the proclamation.*

This matter was Placed on File

Ordinances - 1st Readings - ROLL CALL REQUIRED

980628 Ordinance No. 0-98-101

An ordinance of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 1997 and Ending September 30, 1998; Amending Ordinance No. 970343 as Amended, by Making Certain Adjustments to the General Financial and Operating Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner 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, Edward L. Jennings, Sr. and Paula M. DeLaney

980349 Ordinance No. 0-98-102

An ordinance of the City of Gainesville, Florida, amending section 4-4 of the Code of Ordinances relating to consumption and sale of alcoholic beverages, providing that alcoholic beverages may be sold by nonprofit organizations at the

Downtown Plaza for consumption on the premises under certain conditions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizen Rev. Tim Keyes, Frederick Peterkin and Mark Sexton who spoke to the matter.

AMENDMENT: Add the allowed Sunday hours of 1:00pm to 10:00pm.

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, as amended (Ordinance). The motion carried by the following vote:

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

980590 Ordinance No. 0-98-103

An ordinance of the City of Gainesville, Florida, amending subsection 15-4(2)d. of the Code of Ordinances relating to hours for special noise permits, extending the hours for events held on October 31 (Halloween) when October 31 is a Friday or Saturday; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Chair P. DeLaney recognized Citizens Mark Sexton and Rev Tim Keyes who spoke to the matter.

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 First Reading (Ordinance). The motion carried by the following vote:

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

970990 Ordinance No. 0-98-78, Petition No. 24PDV-98PB

An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City and amending the Zoning Map Atlas from "BT: Tourist-oriented business district" to "Planned Development District"; located in the vicinity of 6901 Newberry Road or the S.E. Corner of Newberry Rd. and I-75, consisting of approximately 9.44 acres, currently known as the Budget Lodge, and to be known as Oaks Square; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

Planning Manager Ralph Hilliard gave a presentation.

Petitioner Attorney David Coffey gave a presentation.

Chair P. DeLaney recognized Citizen Rev. Tim Keyes who spoke to the matter.

Commissioner Hanrahan moved and Commissioner Calkins seconded to refer the five (5) conditions to the City Manager and the City Attorney (Vote 5-0)

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 First Reading (Ordinance). The motion carried by the following vote:

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

Ordinances - 2nd Readings- ROLL CALL REQUIRED

980470 Ordinance 0-98-99

An ordinance of the City of Gainesville repealing Article II of Chapter 14.5 of the Code of Ordinances relating to Convenience Food Stores; amending Section 2-337 of the Code of Ordinances removing the Code Enforcement Board's jurisdiction over Article II of Chapter 14.5; providing a severability clause; providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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

970682 Ordinance No. 0-98-27, Petition No. 225CPA-97PB

An Ordinance of the City of Gainesville amending the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan; amending Policy 2.3.10 m by extending the deadline for the adoption of a planned development zoning ordinance; relating to the Gainesville North Community Activity Center; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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

971163 Ordinance No. 0-98-71, Petition No. 80LUC-98PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by overlaying the Planned Use District Category over certain property with the future land use category of "Agriculture" located in the vicinity of 2414 N.W. 31st Avenue; referring to conditions and restrictions on the 1991-2001 Comprehensive Plan; providing a severability clause; providing a repealing clause; and providing an effective date.

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

RECOMMENDATION *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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

980225 Ordinance No. 0-98-72, Petition No. 80LUC2-98PB

An Ordinance of the City of Gainesville amending the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan; creating and adding Policy 2.4.12 to the Future Land Use Element; providing Conditions and Restrictions on certain property known as the Orton Trust; located in the vicinity of 2414 N.W. 31st Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, 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

980226 Ordinance No. 0-98-69, Petition No. 37LUC-97PB

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by overlaying the Planned Use District Category over certain property with the future land use categories of "Residential Low Density (up to 12 units per acre)" and "Conservation"; located in the vicinity of the 900 block of N.E. 39th Avenue, south side; providing additional conditions and directions; repealing Ordinance No. 960936 that was adopted in error; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Calkins, seconded by Commissioner Delaney, 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

960937 Ordinance No. 0-97-92, Petition No. 38PDV-97PB

An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-4: 8 units/acre single-family residential district" and "CON: Conservation district" to "Planned Development District"; adopting development plan maps and a development plan report for a development commonly known as "NE 39th Ave. Park"; located in the vicinity of the 900 block of N.E. 39th Avenue, south side; providing conditions and regulations; providing for penalties; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Jennings, seconded by Mayor-Commissioner Pro Tem Hanrahan, 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

980522 Proposed FY 1999 Annual Audit Plan (B)

RECOMMENDATION *The Audit and Finance Committee submit the City Auditor's Proposed FY 1999 Annual Audit Plan to the City Commission for approval by resolution.*

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

980629

A Resolution of the City Commission for the Temporary Closing of two State Roads: State Road 26 (University Avenue) and State Road 329 (Main Street) for the 1998 Downtown Festival and Art Show on November 7 and 8, 1998.

RECOMMENDATION *The City Commission adopt the proposed resolution, which requests the temporary closing of left turn lanes on two State roads for the 1998 Downtown Festival and Art Show, providing an immediate effective date.*

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

980630

A Resolution of the City Commission for the adoption of a temporary closing of three state roads for the 1998 University of Florida Homecoming Parade and Gator Gallop on Friday, November 13, 1998.

RECOMMENDATION *The City Commission adopt the proposed resolution, which requests the temporary closing of three State roads for the 1998 University of Florida Homecoming Parade and Gator Gallop, providing an immediate effective date.*

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

980269

Legislative Matter No. 980269 (QUASI-JUDICIAL). Petition 140SVA-98 PB, pursuant to Sec. 30-192(b), to vacate, abandon and close an unopened portion of N.W. 4th Terrace (150 feet more or less) between N.W. 26th and 27th Avenues and to vacate, abandon and close a portion of the 400 block of N.W. 26th Avenue (80 feet more or less).

Planning Manager Ralph Hilliard gave a presentation.

Chair P. DeLaney recognized Citizens Frederick Peterkin, Roy Geiersbach and Dave McCalley who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 140SVA-98 PB. Plan Board vote 7-0.*

Staff to Plan Board - Approve Petition 140SVA-98PB as to N.W. 4th Terrace as far south as the extension of the north right-of-way line of N.W. 26th Avenue and denial as to N.W. 26th Avenue. There is a difference between the two rights-of-way. N.W. 4th Terrace may be vacated based on the willingness of the pertinent reviewing departments to accept an easement, if an easement is retained over N.W. 4th Terrace in its entirety, but N.W. 26th Avenue should remain public right-of-way.

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Approved, as Recommended (Deny Petition). The motion carried unanimously.

980271

Legislative Matter No. 980271 (QUASI-JUDICIAL). Petition 151LUC-98 PB. Coolidge Davis, agent for W.H. and Imogene Hartman and Alfonso and Nubia Hernandez. Amend the City of Gainesville Future Land Use Map of the Comprehensive Plan 1991-2001 from SF (Single-Family, up to 8 units per acre) to O (Office). Located at 1605 and 1617 N.W. 16th Avenue. Related to Petition 152LUC-98 PB.

Chief of Comprehensive Planning Dene Mimms gave a presentation.

Chair P. DeLaney recognized Citizens Coolidge Davis and Frederick Peterkin who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 151LUC-98 PB. Plan Board vote 4-3.*

Staff to Plan Board - Approve

A motion was made by Mayor- Commissioner Pro Tem Hanrahan, seconded by Commissioner Delaney, that this matter be Approved as Recommended (Petition). The motion carried by the following vote:

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

980272

Legislative Matter No. 980272 (QUASI-JUDICIAL). Petition 152ZON-98 PB. Coolidge Davis, agent for W.H. and Imogene Hartman and Alfonso and Nubia Hernandez. Rezone property from RSF-1 (3.5 units per acre single-family residential district) to OF (general office district). Located at 1605 and 1617 N.W. 16th Avenue. Related to Petition 151LUC-98 PB.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 152ZON-98 PB. Plan Board vote 4-3.*

Staff to Plan Board - Approve

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended (Petition). The motion carried by the following vote:

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

980433 Legislative Matter No. 980433 (QUASI-JUDICIAL). Petition 106LUC-98 PB. Robert E. Roundtree, Jr., agent for Beverly E. Saunders. Amend the City of Gainesville Future Land Use Map of the Comprehensive Plan 1991-2001 from SF (Single-Family, up to 8 units per acre) to O (Office). Located at 4907 and 4927 N.W. 43rd Street. Related to Petition 107ZON-98 PB.

Chief of Current Planning Dene Mimms gave a presentation.

Chair P. DeLaney recognized Petitioner Agent Craig Hedgecock who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 106LUC-98 PB. Plan Board vote 5-2.*

Staff to Plan Board - Approve

A motion was made by Commissioner Delaney, seconded by Commissioner Jennings, that this matter be Approved as Recommended (Petition). The motion carried unanimously.

980434 Legislative Matter No. 980434 (QUASI-JUDICIAL). Petition 107ZON-98 PB. Robert E. Roundtree, Jr., agent for Beverly E. Saunders. Rezone the property from RSF-4 (single-family residential (8 du/acre) to OF (general office district). Located at 4907 and 4927 N.W. 43rd Street. Related to Petition 106LUC-98 PB.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 107ZON-98 PB. Plan Board vote 5-2.*

Staff to Plan Board - Approve

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

980436 Legislative Matter No. 980436. Petition 175PSZ-98 PB. City of Gainesville Nature Operations for Florida Wildlife Care. Amend the PS (Public Services

and Operations) zoning for Boulware Springs Park to allow veterinarian services for wildlife rehabilitation. Located in the 3400 block of S.E. 15th Street.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 175PSZ-98 PB. Plan Board vote 7-0.*

Staff to Plan Board - Approve

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Approved as Recommended (Petition). The motion carried unanimously.

Development Review Board Petitions

Scheduled Evening Agenda Items

980631 Ballot Initiatives

Constitutional Revision Commission Member Jon Mills gave a presentation.

Chair P. DeLaney recognized Citizens Rev. Tim Keyes, Frederick Peterkin and Joseph Little who spoke to the matter.

General Manager of Utilities Mike Kurtz gave a presentation.

RECOMMENDATION *The City Commission hear presentations from Jon Mills, member of Constitutional Revision Commission; a representative from the Alachua County Board of County Commissioners and discuss other ballot initiatives.*

This matter was Placed on File

Unfinished Business

Commission Comment

980653 C/B. Delaney - Traffic Calming on N.E. 9th Street

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

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Public Works Committee, due back on April 12, 1999. The motion carried unanimously.

980654

C/ B. Delaney - Employee Reservist Pay

Chair P. DeLaney recognized Citizens Frederick Peterkin and Tommy Hines who spoke to the matter.

RECOMMENDATION *The City Commission refer the issue to the Personnel and Organizational Structure Committee,*

A motion was made by Commissioner Delaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Personnel and Organizational Structure Committee, due back on April 12, 1999. The motion carried unanimously.

C/Hanrahan - Issues & Updates(NB)

Commissioner Hanrahan gave a update on the Design Charrette and the funds earmarked by Congress for the City of Gainesville Sweetwater Branch.

C/Hanrahan - Employee Comments (NB)

Commissioner Hanrahan stated that employees should seek policy advice before making comments to other legislative bodies.

C/Hanrahan - Solar System (NB)

Commissioner Hanrahan informed the Commission of Citizen Lisa Alt who is trying to reinstate the Solar System project on N.W. 8th Avenue.

C/Hanrahan - Work Trip Reduction Items (NB)**C/Jennings - Opposition to Rental Development near Cedar Grove (NB)****Chair P. DeLaney - Updates & Comments (NB)**

Chair P. DeLaney apologized for not attending one of the charrette meetings. She further stated that she would be giving an update on the meetings of the Transportation and Land Use Study Committee on a future agenda.

Chair P. DeLaney also asked Commission B. Delaney to reconvene the Residential Ad Hoc Committee to review the many complaints in neighborhoods near the University of Florida. Commissioner B. Delaney asked to wait until the Public Safety Committee completes its referral on the subject. The Commission agreed.

Chair P. DeLaney - City Hall at the Mall (NB)

Chair DeLaney suggested one way to reduce work trips is to establish facilities at the mall for many services.

Chair P. DeLaney - Goal Setting Meetings(NB)

Chair P. DeLaney discussed goal setting meeting options

980673 National League of Cities Conference - Kansas City, Mo.

RECOMMENDATION *The City Commission fund the traveling expenses associated with Mayor Paula M. DeLaney attending the National League of Cities meeting as the delegate from the City of Gainesville.*

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

Citizen Comment**Rev. Tim Keyes - Public Comment (NB)****Adjournment - 10:38 pm**

Kurt M. Lannon, Clerk of the Commission