

City of Gainesville

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



Meeting Minutes

Monday, April 25, 2005

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Tony Domenech (District 3)
Commissioner Warren Nielsen (At Large)
Commissioner Rick Bryant (At Large)
Commissioner Chuck Chestnut (District 1)
Commissioner Ed Braddy (District 2)
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 two business days in advance.

CALL TO ORDER - 1:00 PM

ROLL CALL

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

INVOCATION

CONSENT AGENDA

*MOTION: Mayor-Commissioner Domenech moved and Commissioner Braddy seconded to adopt the Consent Agenda with the following modifications.
(VOTE: 6-0, Commissioner Nielsen - Absent, MOTION CARRIED)*

- 1. File #041218 - Bid Award for the Renovation of Restrooms for Westside Recreation Center - (Revised language and back-up submitted).*
- 2. File #041243 - City Commission Minutes (April 11, 2005) - (Move to the Regular Agenda for discussion).*
- 3. File #041233 - Extension of Contract for Marketing Services - (Move to the Regular Agenda for discussion).*

CITY MANAGER, CONSENT AGENDA ITEMS

041218 Bid Award for the Renovation of Restrooms for Westside Recreation Center (B)

RECOMMENDATION *The City Commission award the issuance of a Purchase Order to the lowest, most responsive bidder in an amount not to exceed \$27,344 for the renovation of restrooms for Westside Recreation Center.*

This Matter was Approved as Recommended on the Consent Agenda.

041219 Bid Award for Sodium Hypochlorite, Storage Vessel, and Containment (B)

RECOMMENDATION *The City Commission award the contract for an initial period of two years to Dumont Company, with three possible one-year extensions.*

This Matter was Approved as Recommended on the Consent Agenda.

041220 Third Amendment to the Contract for Architect-Engineer Consulting Services for Old Landfill (B)

RECOMMENDATION *The City Commission: 1) authorize the Interim City Manager or designee to execute the Third Amendment to the Contract for Architect-Engineer Consulting Services for Old Landfill with Golder & Associates, Inc.; 2) authorize the Interim City Manager or designee to issue an amended purchase order to Golder & Associates, Inc., not to exceed \$518,825, subject to approval by the City Attorney as to form and legality; and 3) authorize all necessary budget amendments and transfers related to the work.*

This Matter was Approved as Recommended on the Consent Agenda.

041221 Application to Office of Community Oriented Policing Services for 2005 Technology Grant Program, Federal Earmark (B)

RECOMMENDATION *The City Commission authorize the Interim City Manager to apply to the Office of Community Oriented Policing Services (COPS) for a technology grant in the amount of \$246,661, and if awarded, authorize the Interim City Manager or designee to execute any necessary documents.*

This Matter was Approved as Recommended on the Consent Agenda.

041241 Special Inspections Amendment to the Fee Schedule, Appendix A (B)

RECOMMENDATION *The City Commission: 1) authorize the City Attorney to draft and the Clerk of the Commission to advertise an amendment to the Code of Ordinances amending Appendix A to include a section for a special inspection fee; and 2) authorize a temporary full-time inspector for the Building Inspections Department. In the event a temporary inspector cannot be found, the Commission authorize a full-time inspector for the Building Inspections Department.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

041231 Purchase Order to Install Cured-in-Place Pipe - Black Acres Area (B)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Insituform Technologies, Inc. to install CIPP lining to rehabilitate approximately 2980 feet of existing 21-inch diameter gravity sanitary sewer, 400 feet of existing 15-inch*

diameter gravity sanitary sewer, 2350 feet of existing 12-inch diameter gravity sanitary sewer, and 430 feet of existing 8-inch diameter gravity sanitary sewer in an amount not to exceed \$515,000.

This Matter was Approved as Recommended on the Consent Agenda.

041232 Extension of Surveying/Mapping Services Agreement (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to negotiate and execute Amendments to the Professional Services Agreements with Eng, Denman & Associates, Inc. and George F. Young, Inc. extending the term of the surveying and mapping services agreements through March 31, 2006, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders to the firms in total amounts not to exceed budgeted amounts for these services, subject to the final appropriation of funds for FY 2006.*

This Matter was Approved as Recommended on the Consent Agenda.

041234 Additional Reimbursement for Oversizing W/WW Facilities at Garison Way (NB)

RECOMMENDATION *The City Commission authorize additional reimbursement to the Developer of Garison Way, G.W. Robinson Builders, for the oversizing of the water, wastewater and reclaimed water facilities in an amount not to exceed \$115,604.00 (new not to exceed amount of \$388,000.00).*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

041242 MASSACHUSETTS LIFE INSURANCE CO., FLORIDA CONFERENCE CENTER ASSOCIATES, INC., AND STATE OF FLORIDA, BOARD OF REGENTS V. ED CRAPO, VON FRASER, AND JAMES ZINGALE CASE NO. 01-04-CA-4822 (NB)

RECOMMENDATION *The City Commission authorize the City Attorney to file an appeal from the Court's denial of the City's motion to intervene in the above styled case.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**041238 Florida Association of City Clerks (B)**

RECOMMENDATION *The City Commission authorize the Mayor to execute a letter endorsing the Clerk of the Commission as a candidate for North East Florida Director in a form substantially as attached.*

This Matter was Approved as Recommended on the Consent Agenda.

041239 2006 City Commission Election (B)

RECOMMENDATION *The City Commission schedule the 2006 City Commission election for March 7, 2006, and a run-off, if needed for March 28, 2006.*

This Matter was Approved as Recommended on the Consent Agenda.

041240 Gainesville Regional Utilities Meetings (NB)

RECOMMENDATION *The City Commission schedule the Gainesville Regional Utilities Budget meetings for July 12, @ 3:00 pm; July 18, @ 6:00 pm and July 21, 2005 @ 3:00 pm, if needed.*

This Matter was Approved as Recommended on the Consent Agenda.

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****PUBLIC WORKS COMMITTEE, CONSENT****040742 Left Hand Turn Lane at 1005 and 1007 SW 13th Street (B)**

RECOMMENDATION *The City Commission remove this item from the Public Works Committee Active Referral List.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Pegeen Hanrahan, Chuck Chestnut, Edward Braddy, Tony Domenech, Rick Bryant and Craig Lowe
Absent: Warren Nielsen

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

*MOTION: Mayor-Commissioner Pro Tem Domenech moved and Commissioner Bryant seconded to adopt the Regular Agenda with the following modification.
(VOTE: 7-0, MOTION CARRIED)*

MODIFICATION:

1. File #041214 - (New Item) Annexation of Santa Fe Community College and Surrounding Area - (Add to the Regular Agenda for Discussion).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

041243 City Commission Minutes (B)

MOTION: Mayor-Commissioner Pro Tem Domenech moved and Commissioner Braddy seconded that the action taken after 11:15 PM (Minutes of April 11, 2005, File #040162) be ruled null and void.

(VOTE: 3-4, (Commissioners Domenech, Braddy and Bryant - Yes; Commissioners Lowe, Chestnut, Nielsen, and Mayor Hanrahan - No; MOTION FAILED)

Equal Opportunity Director Jimmie Williams made comments.

Chair Hanrahan recognized Fraternal Order of Police President Jeff McAdams who spoke to the matter.

SECOND MOTION (MAIN MOTION): Commissioner Lowe and Commissioner Chestnut seconded to approve the minutes of April 11, 2005, as modified, (File #040162 typo in "Second Waiver of Rules Motion" - add Commissioner Nielsen's name to vote).

(VOTE: 5-2, Commissioners Lowe, Chestnut, Nielsen, Bryant and Mayor Hanrahan Yes; and Commissioners Domenech and Braddy - No, MOTION CARRIED)

RECOMMENDATION *The City Commission approve the minutes of April 11, 2005,*

as circulated.

A motion was made by Commissioner Lowe, seconded by Commissioner Chestnut, that this matter be Approved as Modified. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Nay: Edward Braddy and Tony Domenech

CITY MANAGER

041222 Award for Outstanding Achievement in Popular Annual Financial Reporting (NB)

City of Gainesville Administrative Services Director Glenda Currie gave a presentation recognizing Sr. Property Control Specialist Kathleen Branam.

RECOMMENDATION *The City Commission: 1) accept the Award for Outstanding Achievement in Popular Annual Financial Reporting for fiscal year 2003; receive the Citizen's Report for the fiscal year ended September 30, 2004; and 3) endorse submittal of the FY 2004 report to the GFOA.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

041223 Certificate of Achievement for Excellence in Financial Reporting (NB)

City of Gainesville Administrative Services Director Glenda Currie gave a presentation recognizing Accounting Supervisor Daniel Smeirciak.

RECOMMENDATION *The City Commission: 1) accept the Certificate of Achievement for Excellence in Financial Reporting for fiscal year 2003; 2) receive the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2004; and 3) endorse submittal of the FY 2004 report to the GFOA.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

041224 Distinguished Budget Presentation Award (NB)

City of Gainesville Administrative Services Director Glenda Currie gave a presentation recognizing Office of Management and Budget Director Becky Rountree.

RECOMMENDATION *The City Commission acknowledge receipt of the Distinguished Budget Presentation Award from the Government Finance Officers Association (GFOA).*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

041214 Annexation of Santa Fe Community College and Surrounding Area (NB)

RECOMMENDATION *The City Commission: 1) Receive the Request for the Referendum for annexation and make findings that it contains the signature of the property owners or authorized agents; 2) direct the City Manager to analyze the area; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

GENERAL MANAGER FOR UTILITIES

041235 Water/Wastewater Extensions Funded by Surcharge Proceeds (B)

GRU Interim Assistant General Manager for Water/Wastewater Administration David Richardson gave a presentation.

RECOMMENDATION *The City Commission: 1) Receive a report from staff on the status of extending water and wastewater service using surcharge funding on connection fees; and 2) direct the City Manager and General Manager for Utilities to bring back a proposal to the City Commission by December 31, 2005.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

041236 Update on new USEPA Air Quality Regulations (NB)

GRU Assistant General Manager for Strategic Planning Ed Regan gave a presentation.

MOTION: Change the upcoming City Commission Workshop for May 12, 2005 to a Special City Commission Meeting.

Chair Hanrahan recognized Citizen Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission receive a staff presentation summarizing the new USEPA Air Quality Regulations and their implications for Gainesville's Long Term Electrical Energy Supply Plan.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant and Craig Lowe
Absent: Tony Domenech

041233 Extension of Contract for Marketing Services (NB)

GRU Marketing and Communications Director Kathy Viehe gave a presentation.

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to negotiate and execute an amendment extending the term of the contract with The Zimmerman Agency to provide marketing services through April 2007, subject to the approval of the City Attorney as to form and legality and the appropriation of funds for FY 2006 and FY 2007.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Edward Braddy and Rick Bryant
Nay: Pegeen Hanrahan and Craig Lowe
Absent: Tony Domenech

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

041244 Mount Olive Church - Cotton Club (NB)

This item was postponed to the May 9, 2005 City Commission Meeting.

RECOMMENDATION *The City Commission hear a presentation from Vivian Filer.*

Postponed

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS

041246 City Manager Selection Process (B)

City of Gainesville Human Resources Director Tom Motes gave a presentation.

RECOMMENDATION *The City Commission hear a brief presentation from Human Resources Director, Tom Motes.*

Heard

Commissioner Warren Nielsen

Commissioner Nielsen requested that the Mayor write a letter inviting Prairie Home Companion to Gainesville.

RECESS - 2:58 PM

RECONVENE - 5:31 PM

CITIZEN COMMENT

Citizen Rodney Long

Clinton Portis Event - See following File #041076.

041076 Citizen Rodney Long - Clinton Portis Event (B)

RECOMMENDATION *The City Commission hear a report from Rodney Long and place back-up submitted on file.*

Placed on File

Mary Helen Wheeler

Sensitivity Training/Sensibility

Edward Earl Young

Clinton Portis Event/Santa Fe Community College

Pat Fitzpatrick

Homeless Issues

Elizabeth Howard

Petting Zoo/Public Health Issues

Walter Willard

Blue Ribbon Committee Report

Harald Kegelmann

Economic Development Director Erik Bredfeldt's Trip to Germany

Travis Horn

Cultural Sensitivity Issues (GPD)

See following file #041247.

041247 Travis Horn Citizen Comment (B)

RECOMMENDATION *The City Commission hear a presentation from Travis Horn regarding GPD Sensitivity Issues and place back-up submitted on file.*

Placed on File

Gabe Kaimowitz

City Manager Selection Process

Charles Willett

Downtown Public Spaces

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

041225 Public Employee Recognition Week - May 2-6 (B)

RECOMMENDATION *City of Gainesville TEAM Chair Kathi Martin to accept the proclamation.*

Heard

041226 Administrative Professionals Week - April 24-30 (B)

RECOMMENDATION *Gainesville Chapter International Administrative Professionals President Carol Law CAP, and Seminar Chair Susan Jarzen CPS to accept the proclamation.*

Heard

041227 Business Appreciation Day - April 25, 2005 (B)

RECOMMENDATION *Jerry's A/C & Auto Shop, Inc. owner Gerald Povere to accept the proclamation.*

Heard

041228 Small Business Week 2005 - April 25-29 (B)

RECOMMENDATION *City of Gainesville Small Business Procurement Program Coordinator Shaad Rehman and Small and Minority Business Development Coordinator Nelson Pizarro to accept the proclamation.*

Heard

041229 Municipal Clerk's Week - May 1-7 (B)

RECOMMENDATION *City of Gainesville Clerk of the Commission Kurt M. Lannon to accept the proclamation.*

Heard

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****040654 COLLEGE PARK SPECIAL AREA PLAN MAP AMENDMENT (B)****Ordinance No. 0-05-13, Petition No. 162ZON-04 PB**

An ordinance of the City of Gainesville, Florida, amending Appendix A, section 3 of the Land Development Code, incorporating a specific change from Type IV (Civic) to Type I (Shop Front/Office/Apartment) for certain property located in the vicinity of 205 NW 14th Street as more specifically shown on the map of the College Park Special Area Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

040658 COLLEGE PARK SPECIAL AREA PLAN AMENDMENT (B)**Ordinance No. 0-05-12; Petition 158TCH-04 PB**

An ordinance of the City of Gainesville, Florida, amending Appendix A, section 3, of the Land Development Code, relating to the College Park Master Plan and Regulating Plan for New Construction; amending paragraph (2) of the

subsection on building height for new construction, by allowing a greater building heights and number of stories under certain prescribed zoning and land use conditions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

041148 HOME OCCUPATION INSPECTION AND PERMIT FEES (B)

Ordinance No. 0-05-48

An ordinance of the City of Gainesville, Florida, relating to user fees; amending Appendix A of the Code of Ordinances regarding home occupation inspection and permit fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

041230 UF FOUNDATION VOLUNTARY ANNEXATION (B)

Ordinance No. 0-05-29

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 south of Tax Parcel 06714-000-000, west of the City Limits, SW 15th Place, SW 17th Place, and Tax Parcels 06699-000-000 and 06700-000-000, north of Tax Parcel 06712-001-000, and east of Tax Parcels 06711-000-000, 06711-001-000, SW 37th Street 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 for persons engaged in any occupation, business, trade or profession within the area; providing directions to the Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

City of Gainesville Strategic Planner Karen Snyder gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

030753 STREET VACATION (B)

Ordinance No. 0-05-25, Petition 152-SVA-03PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of right-of-way located East of North Main Street and adjacent to 3333 North Main Street; reserving utilities easements; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Nay: Pegeen Hanrahan
Absent: Edward Braddy and Tony Domenech

030754 STREET VACATION (B)

Ordinance No. 0-05-26, Petition 153-ASVA-03PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of right-of-way located East of North Main Street and adjacent to 3435 North Main Street; reserving utilities easements; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Nay: Pegeen Hanrahan
Absent: Edward Braddy and Tony Domenech

041149 STREET VACATION (B)

Ordinance No. 0-05-38, Petition 153-BSVA-03PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of right-of-way located East of North Main Street and adjacent to 3345 North Main Street; reserving utilities easements; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Nay: Pegeen Hanrahan
Absent: Edward Braddy and Tony Domenech

040755 REZONING - 500 TO 600 BLOCKS BETWEEN NE 20th TERRACE AND NE 24th STREET (B)

Ordinance No. 0-05-22, Petition 192ZON-04PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from the zoning categories of "RSF-1: 3.5 units/acre single-family residential district" and "RSF-2: 4.6 units/acre single-family residential district" to the zoning category of "PS: Public services and operations district"; allowing development of a stormwater park with a retention basin and recreational nature trails; without approval of a preliminary development plan; located in the vicinity of the 500 to 600 blocks between Northeast 20th Terrace and Northeast 24th Street; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Nay: Pegeen Hanrahan
Absent: Edward Braddy and Tony Domenech

RESOLUTIONS- ROLL CALL REQUIRED

041237 RESOLUTION ACCEPTING THE REPORT OF THE BOARD OF CANVASSERS FOR RUN-OFF ELECTION HELD ON APRIL 19, 2005 (B)

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

Mayor Pegeen Hanrahan

The Hampton Story Presentation featuring speaker Debbie Russell, Friday May 20, 2005, 12:00 Noon at the Savannah Grande.

See following file #041248.

041248 Hampton Story Presentation/Luncheon at the Savannah Grande Co-Sponsorship (B)

RECOMMENDATION *The City Commission co-sponsor the Hampton Story Presentation/Luncheon, featuring speaker Debbie Russell being held at the Savannah Grande, Friday, May 20, at 12:00 Noon. The request for co-sponsorship is at no cost to the City, but that the City Commission be present for this event.*

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

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Rick Bryant and Craig Lowe
Absent: Edward Braddy and Tony Domenech

Commissioner Rick Bryant

Thanks to Public Works/Solid Waste for their participation in the yearly Lincoln Estates Area Clean-up (near the SE Boys and Girls Club) on Saturday morning April 23, 2005.

General Manager for Utilities Mike Kurtz

House Bill 1325

See following file # 041249.

041249 HB 1325 - Broadband Prohibition Bill (B)

RECOMMENDATION *The City Commission hear a presentation from General Manager for Utilities Mike Kurtz regarding HB 1325 and place back-up submitted on file.*

Placed on File

CITIZEN COMMENT (If time available)

ADJOURNMENT - 6:42 PM

Kurt M. Lannon, Clerk of the Commission