

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Minutes

Monday, May 23, 2005

1:00 PM

City Hall Auditorium

City Commission

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

CALL TO ORDER - 1:05 PM

ROLL CALL

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

INVOCATION

CONSENT AGENDA

Commissioner Nielsen moved and Commissioner Lowe seconded to adopt the Consent Agenda with the following modifications:

(VOTE: 5-0, Mayor-Commissioner Pro Tem Chestnut and Commissioner Braddy - Absent, MOTION CARRIED)

MODIFICATIONS:

- 1. File #050001 - Special Meetings - Pre-Retreat: Financial Overview and Rating Agency Presentation Preview - (Change location from City Hall Auditorium to Room 16).*
- 2. File #040465 - US Fire Administration Fire Prevention and Safety Grant - (New language in the fiscal note and the recommendation).*
- 3. File #050035 - City Attorney - New Item - Amicus Brief in Glenda and Sharon Herbert v. City of Deland Case No. 5D05-1367 - (Add to the Consent Agenda).*
- 4. File #050036 - New Item - Santa Fe Community College Interlocal Agreement - (Add to the Consent Agenda for a Special Meeting, Thursday, May 26, 2005 at 5:00 PM in the City Commission Auditorium).*

CITY MANAGER, CONSENT AGENDA ITEMS

040465

US Fire Administration Fire Prevention and Safety Grant (NB)

RECOMMENDATION

The City Commission: 1) accept the \$40,600 grant award from The US Fire Administration; 2) authorize the Interim City Manager to execute all necessary documents; and 3) replace the \$13,700 originally transferred from city commission on 3/28/05 for the 2003 AFG grant and add an additional \$3,700 from the City Commission Contingency.

This Matter was Approved as Recommended on the Consent Agenda.

050014 Application for FY 2005 HUD Continuum of Care Homeless Assistance Program Funding (NB)

RECOMMENDATION *The City Commission: 1) authorize the Interim City Manager or designee to apply for grant funding in collaboration with the Alachua County Coalition for the Homeless and Hungry under the U.S. Department of Housing & Urban Development (HUD) Continuum of Care Homeless Assistance Program and to act on behalf of the City of Gainesville in all matters pertaining to said grants; and 2) authorize the Interim City Manager to execute subrecipient agreements with Meridian Behavioral Healthcare, Inc. and VETSPACE, Inc. if selected by HUD to receive funding through the Continuum of Care Homeless Assistance Program, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

050017 New Flood Insurance Rate Maps (NB)

RECOMMENDATION *The City Commission authorize: 1) the Interim City Manager to designate a Community Official; 2) the Community Official to prepare all documents necessary to comply with the Flood Insurance Rate Map Amendment process; and 3) the City Attorney to prepare ordinance amendments to reflected the adoption of the Final Flood Insurance Rate Maps and Flood Insurance Study.*

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

050026 Murphree Water Treatment Plant North Wellfield Well 14 and 15 Raw Water Pumping Facilities (B)

RECOMMENDATION *The City Commission 1) authorize the General Manager, or his designee, to execute a contract with Rowe Drilling Company, Inc. to construct the permanent pumping facilities required for Wells 14 and 15 in association with the Murphree Water Treatment Plant North Wellfield Expansion, 2) approve the issuance of a purchase order to Rowe Drilling Company, Inc. in an amount not to exceed \$1,551,804.00, and 3) authorize staff to procure services, equipment and materials, as required, to complete the project as budgeted.*

This Matter was Approved as Recommended on the Consent Agenda.

050027 Force Main Crossing at NW 34th Street by Horizontal Directional Drilling (B)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Peters Utilities, LLC. for construction of an 18-inch force main crossing under NW 16th Avenue along NW 34th Street in an amount not to exceed \$45,000.*

This Matter was Approved as Recommended on the Consent Agenda.

050028 FDOT SR 26A Roadway Reconstruction Project - Water Main and Force Main Crossings by Horizontal Directional Drilling (B)

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Peters Utilities, LLC. for construction of a 16-inch water main and a 12-inch force main crossing under along SR 26A (SW 2nd Avenue) in an amount not to exceed \$70,000.*

This Matter was Approved as Recommended on the Consent Agenda.

050029 Award Contract for the Installation of a Natural Gas Metering and Regulating Station (B)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to negotiate and execute a contract with Tampa Pipe & Welding, Inc. (TPW) in an amount not to exceed \$245,052 for the purchase and installation of the Natural Gas Metering and Regulating Station at Deerhaven Generating Station.*

This Matter was Approved as Recommended on the Consent Agenda.

050030 ConnectFREE Program (NB)

RECOMMENDATION *The City Commission authorize the Mayor or her designee to execute a contract with the Alachua County Board of County Commissioners to provide water service to low- to very-low income families residing on SE 50th Street, bordered by SE Hawthorne Road to the South, SE 49th Drive to the west, and SE 51st Street to the east, for an amount not to exceed \$62,000.*

This Matter was Approved as Recommended on the Consent Agenda.

050034 Membership Agreement with Colectric Partner's Inc. (NB)

RECOMMENDATION *The City Commission authorize the General Manager to*

negotiate and execute such agreements and ancillary documents as may be necessary for the City to become a member of Colectric Partners, Inc., a not-for-profit corporation, and to take such further actions in the future as may be required to comply with its membership obligations, subject to the approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

050035 **Amicus Brief in Glenda and Sharon Herbert v. City of Deland Case No. 5D05-1367 (NB)**

RECOMMENDATION *The City Commission authorize the City Attorney to join with the City of Tallahassee and the Florida League of Cities, Inc., in filing an amicus brief on behalf of the City of Deland in the case of Glenda and Sharon Herbert v. City of Deland, Case No. 5D05-1367, and authorize the retention of special counsel for this special purpose.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

050001 **Special Meetings (NB)**

RECOMMENDATION *The City Commission schedule special meetings as follows:*

June 20 @ 6:00 pm - Pre-Retreat; Financial Overview and Rating Agency Presentation Preview - City Hall Room 16

July 13 @ 6:00 pm - General Government Budget, Fiscal Year 05/06 - City Hall Auditorium

July 19 @ 6:00 pm - General Government Budget, Fiscal Year 05/06 - City Hall Auditorium

August 1 @ 6:00 pm - Community Development/Block Grant; General Government Budget, Fiscal Year 05/06 - City Hall Auditorium

August 15 @ 6:00 pm - General Government Budget, Fiscal Year 05/06 - City Hall Auditorium

This Matter was Approved as Recommended on the Consent Agenda.

050036 Santa Fe Community College Interlocal Agreement Special Meeting (NB)

RECOMMENDATION *The City Commission schedule a special City Commission Meeting regarding an Interlocal Agreement between the City of Gainesville and Santa Fe Community College for Thursday, May 26, 2005 at 5:00 PM, in the City Commission Auditorium.*

This Matter was Approved as Recommended on the Consent Agenda.

050002 Advisory Board/Committee Appointment of Lauren B. Poe to the Citizens' Advisory Committee for Community Development (NB)

RECOMMENDATION *The City Commission appoint Lauren B. Poe to the Citizens' Advisory Committee for Community Development for vacancy to expire November 1, 2006.*
Commissioner Braddy: Poe
Commissioner Bryant: Poe
Commissioner Chestnut: Poe
Commissioner Domenech: Poe
Commissioner Lowe: Poe
Commissioner Nielsen: Poe
Mayor Hanrahan: Poe

This Matter was Approved as Recommended on the Consent Agenda.

050003 Advisory Board/Committee Appointments to the City Beautification Board of E.J. Bolduc, III, Nancy K. Heiser, Beth W. Jordan, Rocky A. Lee, II, David F. McConnell, Jerry D. Rose and Harold W. Saive. (NB)

RECOMMENDATION *The City Commission appoint E.J. Bolduc, III, Nancy K. Heiser, and Beth W. Jordan for terms to expire November 1, 2005, Rocky A. Lee, II, David F. McConnell, and Jerry D. Rose for vacancies to expire November 1, 2006, and Harold W. Saive for a vacancy to expire November 1, 2007 on the City Beautification Board.*
Commissioner Braddy: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive
Commissioner Bryant: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive
Commissioner Chestnut: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive
Commissioner Domenech: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive
Commissioner Lowe: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive

Commissioner Nielsen: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive

Mayor Hanrahan: Bolduc, Heiser, Jordan, Lee, McConnell, Rose and Saive

This Matter was Approved as Recommended on the Consent Agenda.

050004 Advisory Board/Committee Appointment of Peter M. Polshek to the City Plan Board (NB)

RECOMMENDATION *The City Commission appoint Peter M. Polshek to the City Plan Board for a vacancy to expire November 1, 2006.*
Commissioner Braddy: Van Dyke
Commissioner Bryant: Van Dyke
Commissioner Chestnut: Polshek
Commissioner Domenech: Van Dyke
Commissioner Lowe: Polshek
Commissioner Nielsen: Polshek
Mayor Hanrahan: Polshek

This Matter was Approved as Recommended on the Consent Agenda.

050005 Advisory Board/Committee Appointment of Rob Brinkman to the Gainesville Energy Advisory Committee (NB)

RECOMMENDATION *The City Commission appoint Rob Brinkman to the Gainesville Energy Advisory Committee for a vacancy to expire September 30, 2007.*
Commissioner Braddy: Van Dyke
Commissioner Bryant: Kauper
Commissioner Chestnut: Brinkman
Commissioner Domenech: Kauper
Commissioner Lowe: Brinkman
Commissioner Nielsen: Brinkman
Mayor Hanrahan: Brinkman

This Matter was Approved as Recommended on the Consent Agenda.

050006 Advisory Board/Committee Appointments to the Regional Transit System Advisory Board of John-David Feldman and Russell W. Furnas, Jr. (NB)

RECOMMENDATION *The City Commission appoint to the Regional Transit System Advisory Board John-David Feldman (RTS Rider) for a vacancy to expire June 1, 2006 and Russell W. Furnas, Jr. (Senior Citizen) for a term to expire June 1, 2008.*
Commissioner Braddy: Feldman and Furnas
Commissioner Bryant: Feldman and Furnas

*Commissioner Chestnut: Feldman and Furnas
Commissioner Domenech: Feldman and Furnas
Commissioner Lowe: Feldman and Furnas
Commissioner Nielsen: Feldman and Furnas
Mayor Hanrahan: Feldman and Furnas*

This Matter was Approved as Recommended on the Consent Agenda.

050007 Advisory Board/Committee Appointment of Jess J. Johnson to the Water Management Committee (NB)

RECOMMENDATION *The City Commission appoint Jess J. Johnson to the Water Management Committee for a vacancy to expire August 2007.
Commissioner Braddy: Johnson
Commissioner Bryant: Johnson
Commissioner Chestnut: Johnson
Commissioner Domenech: Johnson
Commissioner Lowe: Johnson
Commissioner Nielsen: Johnson
Mayor Hanrahan: Johnson*

This Matter was Approved as Recommended on the Consent Agenda.

050012 Resignation of Advisory Board/Committee Member Laura N. NeSmith (B)

RECOMMENDATION *The City Commission accept the resignation of Laura N. NeSmith from the Art in Public Places Trust effective April 2, 2005.*

This Matter was Approved as Recommended on the Consent Agenda.

050013 Resignation of Advisory Board/Committee Member Shaad Rehman (B)

RECOMMENDATION *The City Commission accept the resignation of Shaad Rehman from the Gainesville Human Rights Board effective February 1, 2005.*

This Matter was Approved as Recommended on the Consent Agenda.

050031 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of May 9 2005 (Regular Meeting); and May 12, 2005 (Special Meeting); as circulated.*

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****PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT****041251 Pay Study Special Job Audits (B)**

RECOMMENDATION *The City Commission approve the above-mentioned reclassifications.*

This Matter was Approved as Recommended on the Consent Agenda.

PUBLIC SAFETY COMMITTEE, CONSENT**040872 Comprehensive Enforcement of Running Red Lights (NB)**

RECOMMENDATION *The City Commission accept the Public Safety Committee's report and remove this item from the Public Safety Committee referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS**050016 Approval of an Interlocal Agreement with the City of Gainesville (B)**

RECOMMENDATION *The CRA to the City Commission: 1) Approve borrowing \$300,000 from the City of Gainesville for the Tackle Box project and 2) authorize the Interim City Manager to sign any and all necessary documents.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Nielsen, seconded by Commissioner Lowe, 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, Warren Nielsen, Rick Bryant, Craig Lowe and Jack Donovan
Absent: Chuck Chestnut and Edward Braddy

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

MOTION: Commissioner Bryant moved and Commissioner Lowe seconded to approve the Regular Agenda with the following modifications:

(VOTE: 5-0, Mayor-Commissioner Pro Tem Chestnut and Commissioner Braddy - Absent, MOTION CARRIED)

MODIFICATIONS:

- 1. File #050021 - Update from Dr. Tom D. Freijo of the Mercer Group - City Manager Search Firm - (Additional Back-up submitted).*
- 2. File #040841 - Long Term Energy Supply Plan - (Waive the rules to take up this item after File #050021 - Update from Dr. Tom D. Freijo, Senior Vice President of the Mercer Group, Inc).*
- 3. File #050025 - Charter Review Committee - Preliminary Report - (Additional back-up submitted and waive the rules to take up this item first on the Regular Agenda).*
- 4. File #050019 - Update from Florida Community Design Center - (Withdraw from the agenda).*
- 5. File #041273 - Annual Performance, Salary, and Benefits Review - General Manager for Utilities and File #050032 - Annual Performance, Salary, and Benefits Review - Equal Opportunity Director - Waive the rules to try to take these two items up before 3:30 PM.*
- 6. File #050033 - Mayor Pegeen Hanrahan - Committee Assignments - (Back-up forthcoming).*
- 7. File #041183 - A Special Use Permit with Development Plan Review for a Convenience Store with Fueling Stations located at 3838 North Main street. Petition 41WSU-05 CC - (Change in recommendation to "approve two special use permits").*

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

050025

CHARTER REVIEW COMMITTEE - PRELIMINARY REPORT (NB)

Chair of the Charter Review Committee Penny Wheat gave a presentation.

MOTION: Commissioner Lowe moved and Commissioner Bryant seconded to approve the following recommendations from the Charter Review Committee that: 1) The City Commission requests that the Alachua County Library District link to the Charter Review Committee's Web Page; 2) copies of public comment to the Charter Review Committee be made available to the City Commission; 3) appropriate \$4,250 from the City Commission Contingency Fund to cover expenses of the Charter Review Committee; 4) the charge of the Committee be broadened to develop recommendations on other election related items as the Charter Review Committee deems appropriate; and 5) the Charter Review Committee be able to determine other matters that the Committee might want to have added to it's charge in the future.

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

RECOMMENDATION *The City Commission: (1) Hear an interim report from the Chair on the work of the Committee; (2) appropriate \$4,250 to fund costs and expenses of the Committee; and (3) announce that the Committee will hold a public hearing on Tuesday, June 7, 2005 at 7:00 p.m. at the Commission Chambers.*

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

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

CITY MANAGER

050018 ARTSREACH Exhibits (NB)

ARTSREACH Coordinator Donna Born Drake gave a presentation.

NOTE: Mayor-Commissioner Pro Tem Chuck Chestnut entered the meeting room at 1:54 PM.

RECOMMENDATION *The City Commission hear a brief presentation by ARTSREACH Coordinator Donna Born Drake.*

Heard

050021 Update from Dr. Tom D. Freijo, Senior Vice President of The Mercer Group, Inc. (B)

Mercer Group Senior Vice President Dr. Tom D. Freijo gave a presentation.

NOTE: Commissioner Braddy entered the meeting room at 2:23 PM.

*FIRST MOTION (MAIN MOTION): Commissioner Braddy moved and Commissioner Chestnut seconded to adopt the City Manager Profile provided by Dr. Tom Freijo of the Mercer Group, Inc., with the modifications as read into the record and with the salary range as indicated in the document.
(VOTE: 7-0, MOTION CARRIED)*

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

*SECOND MOTION (REFERRAL): Commissioner Donovan moved and Commissioner Braddy seconded to refer the review of the salary range and related information for City Manager positions to the Personnel and Organizational Structure (P&O) Committee. - (See File #050038)
(VOTE: 7-0, MOTION CARRIED)*

*THIRD MOTION (REFERRAL) Mayor-Commissioner Pro Tem Chestnut moved and Commissioner Braddy seconded to refer the issue of compensation for the Interim City Manager to the P & O Committee for review and recommendations back to the City Commission. - (See File #050039)
(VOTE: 6-1, Commissioner Bryant - No, MOTION CARRIED)*

*FOURTH MOTION: Commissioner Bryant moved and Mayor-Commissioner Pro Tem Chestnut second to adopt the schedule as presented by Dr. Tom Freijo of the Mercer Group, Inc. and as amended by staff.
(VOTE: 7-0, MOTION CARRIED)*

RECOMMENDATION *The City Commission hear an update from Dr. Tom D. Freijo of The Mercer Group, Inc. and take appropriate action.*

Approved, as shown above

050038 Salary Review of City Manager Salary Ranges (NB)

RECOMMENDATION *The City Commission refer the issue of a salary review for City Manager salary ranges and related information to the P & O Committee.*

A motion was made by Commissioner Donovan, seconded by Commissioner Braddy, that this matter be Referred to the Personnel and Organizational Structure Committee, due back on November 23, 2005. The motion carried by the following vote:

Votes: Aye: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Rick Bryant, Craig Lowe and Jack Donovan

050039 Compensation for the Interim City Manager (NB)

RECOMMENDATION *The City Commission refer the issue of compensation for the Interim City Manager to the P & O Committee for their*

review and recommendations back to the City Commission.

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Braddy, that this matter be Referred to the Personnel and Organizational Structure Committee, due back on November 23, 2005. The motion carried by the following vote:

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

GENERAL MANAGER FOR UTILITIES

040841 Long Term Energy Supply Plan (B)

FIRST MOTION: Commissioner Donovan made a motion that was later withdrawn.

SECOND MOTION (MAIN MOTION): Commissioner Nielsen moved and Commissioner Donovan seconded to direct the utility staff to develop a scope of services for one or more consultants that may serve as a panel to address the following questions: 1) That the City has a proposed future energy supply option put together, and that the Commission is asking the question of whether there are other technologies or approaches that the Commission should be considering that would be comparable based on economic, environmental, health and other relevant measures within 30%; 2) the City Commission is looking for consultants that would be providing 2 or 3 other options that would be comparable; 3) the Commission is looking for experts in the field which may be utility operators or designers, environmental or utility regulators, conservation or alternative energy experts. These may be university researchers or consultants and practitioners in related fields; 4) the Commission is requesting that the work be completed within a six-month time frame from which the group has been hired/convened; and 5) the Commission is also requesting that these (consultants) not be attached to any single, particular technology.

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

Chair Hanrahan recognized Francine Robinson, Dian Deevey and Harold Saive who spoke to the matter.

RECOMMENDATION *The City Commission continue discussions from May 12, 2005, special meeting related to an independent review of the staff prepared Long Term Electric Energy Supply Plan and take any action deemed appropriate.*

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

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

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

OUTSIDE AGENCIES

050019 Update from Florida Community Design Center (NB)

RECOMMENDATION *The City Commission hear an update from the Florida Community Design Center.*

Withdrawn

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

WAIVER OF RULES

MOTION: Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Chestnut seconded to waive the rules and hear the presentation for #050015 SW 2nd Avenue Road Project, Main Street to SW 13th Street, immediately after the proclamations.

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

RECESS - 5:05 PM

RECONVENE - 5:34 PM

CITIZEN COMMENT

Taraneh Darabi

Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW)

050043

Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW) (B)

Chair Hanrahan recognized Beverly Thomas of the Democratic Executive Committee and Mickie Edwardson who spoke to the matter.

RECOMMENDATION *The City Commission authorize staff to draft a resolution in support of the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW), and bring back to the City Commission for adoption as soon as possible.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Referred to the City Attorney, due back on June 13, 2005. The motion carried by the following vote:

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

Gabe Kaimowitz

Litigation against the City and the Gainesville Sun and other issues.

Reverend Bob Ellenberg

Homeless Issues

Pat Fitzpatrick

Homeless Issues

Robert Pearce

- 1. Bank of America (University Avenue) - 24 Hour ATM (boom box noise and glare lighting).*
- 2. Wilhelmina Johnson Recreation Center (Fencing - public urination issues and glare lighting).*

NOTE: City Manager to research.

COMMISSION COMMENTS (if time available)**PLEDGE OF ALLEGIANCE (6:00pm)**

Gator Detachment Marine Corps League and Boy Scout Troop # 614

PROCLAMATIONS/SPECIAL RECOGNITIONS**050008 Safe Boating Week - May 21-27, 2005 & Vessel Safety Check Mega Weeks (B)**

RECOMMENDATION *U.S. Coast Guard Flotilla 15-5 Gainesville Commander Ken Carriere and Past Commander Lou DeNunzio to accept the proclamation.*

Heard

050009 Memorial Day - May 30, 2005 (B)

RECOMMENDATION *Gator Detachment of the Marine Corp League Commandant Dick Lester and Past Commandant Bob Gache to accept the proclamation.*

Heard

050010 National Homeownership Week - May 28-June 5, 2005 (B)

RECOMMENDATION *Alachua County Housing Coalition President Teresa Osoba and HUD Operations Specialist/Community Builder William Wright to accept the proclamation.*

Heard

CITIZEN COMMENT - (Continued)

Jeanne Rochford

Depot Park Project - See following file #050044.

050044 Main and Depot Wall (B)

RECOMMENDATION *The City Commission hear a presentation from Jeanne Rochford and place back-up submitted on file.*

Placed on File

Mark van Soesthbergen

Global Warming Issues

050045 Global Warming - Citizen Comment Mark van Soestbergen (B)

RECOMMENDATION *The City Commission hear a presentation from Mark van Soestbergen and place back-up submitted on file.*

Placed on File

CITY MANAGER - (Continued)**050015****SW 2nd Avenue Road Project, Main Street to SW 13th Street (NB)**

City of Gainesville Design Engineer Ron Barlow, Landscape Architect Buford Davis and City Facilities Management Director Larry Abbott gave presentations.

NOTE: Commissioner Nielsen gave a slide presentation.

MOTION: Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Chestnut seconded to: 1) Authorize the project including moving forward with the mill/resurfacing, medians and roundabouts (\$1.3 million estimated cost); and 2) find other sources of revenue to complete the project.

Chair Hanrahan recognized Walter Willard who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve the allocation of earned interest in Fund 328 to the SW 2nd Avenue project; and 2) authorize the Interim City Manager to pursue additional funding from the CRA to complete the funding needed for Alternative 1, which includes mill/resurfacing and landscaped islands at an estimated cost of \$1.3 million.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Chestnut, 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, Craig Lowe and Jack Donovan

Absent: Rick Bryant

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****031255 LAND DEVELOPMENT CODE AMENDMENT - BICYCLE PARKING SPACES (B)****Ordinance No. 0-05-46; Petition 82TCH-04 PB**

An ordinance of the City of Gainesville, Florida, amending subsections (g) and (h) of section 30-332 of the City of Gainesville Land Development Code; providing criteria for the reduction in number of bicycle parking spaces required where evidence supports a lesser need for bicycle parking; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Planner Jason Simmons gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition 82TCH-04 PB and (2) adopt the proposed ordinance.*

A motion was made by Commissioner Lowe, 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: Pegeen Hanrahan, Warren Nielsen, Chuck Chestnut, Edward Braddy, Craig Lowe and Jack Donovan
Absent: Rick Bryant

040665 PLANNED DEVELOPMENT AMENDMENT - OAK HAMMOCK (B)**Ordinance No. 0-05-21, Petition 184PDA-04PB**

An Ordinance of the City of Gainesville, Florida; amending the Planned Development commonly known as "Oak Hammock at the University of Florida, A Continuing Care Retirement Community"; located at 5100 S.W. 25th Boulevard; by amending the conditions adopted by Alachua County Resolution No. Z-00-4; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Planner Jason Simmons gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Braddy, seconded by Mayor-Commissioner Pro Tem 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, Edward Braddy, Craig Lowe and Jack Donovan
Absent: Rick Bryant

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

021198 FALSE FIRE ALARM (B)

Ordinance No. 0-04-97

An ordinance of the City of Gainesville relating to false fire alarms; creating and adding a new Article IV to Chapter 10 to be titled False Fire Alarms; adding a short title; providing definitions; requiring permits for alarm operators; providing for fees and fines; providing for suspension, revocation and reinstatement of permits; providing for appeals; providing for response to fire alarms; proscribing deactivation of audible alarms; requiring annual registration of alarm monitoring companies; providing for alarm verification; requiring annual registration of alarm contracting companies; prohibiting certain alarm devices; requiring auxiliary power supply; providing for civil citation; providing for disposition of fees and fines; disclaimer of public duty; providing for confidential records; amending section 2-339, of the Gainesville Code of ordinances relating to applicable codes and ordinances subject to civil citation; amending Appendix A, Schedule of Fees, Rates and Charges of the Gainesville Code of Ordinances, by creating a new subject heading titled "Fire/Rescue" and establishing fire alarm related fees therein; providing directions to the codifier; providing a severability clause; providing a repealing clause and providing an effective date of July 1, 2005.

City of Gainesville Planner Jason Simmons and Fire Chief Northcutt gave presentations.

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

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

040782 IMPOUNDED VEHICLES - APPEAL PROCEDURES (B)

Ordinance No. 0-05-31

An Ordinance of the City of Gainesville, Florida; amending subsections 26-140(b) and 26-140(c), City of Gainesville Code of Ordinances, relating to appeal procedures for impounded vehicles; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an

immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

041239

SETTING DATES FOR 2006 REGULAR CITY ELECTIONS (B)

Ordinance No. 0-05-50

An ordinance of the City of Gainesville, Florida, setting March 7 as the date for the 2006 regular city election and March 28 as the date for the 2006 run-off election, if necessary; 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 Braddy, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

040657

PLANNED DEVELOPMENT - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-34, Petition 161PDV-04PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "MU-1: 8-30 units/acre mixed use low intensity" and "RMU: Up to 75 units/acre residential mixed use district"; to "Planned Development District"; located between West University Avenue on the South, Northwest 3rd Avenue on the North, Northwest 13th Street (US 441) on the East and Northwest 14th Street on the West; adopting a development plan report and development plan maps; providing conditions and restrictions; providing for enforcement; providing a severability clause; and providing an effective date.

City of Gainesville Planner Gene Francis, Petitioner Frank Durabi, Agent for the Petitioner Jay Brawley, Architect Bill Weeks and University Corners LLC, President Michael Conroy gave presentations.

Chair Hanrahan recognized Citizens Walter Willard, Maui Teriyaki owners Steve and Loida Martzke, and Brick Oven Pizza owner Ryan McGinnis who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance as*

amended.

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

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

040655

STREET VACATION - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-35, Petition 159-ASVA-04PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Northwest 1st Avenue located between Northwest 13th Street (U.S. 441) and Northwest 14th Street; reserving a temporary utilities easement; providing a special condition; providing a severability clause; providing a repealing clause; and providing an effective date.

Chair Hanrahan recognized Steve Martzke and Walter Willard 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 Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

041262

STREET VACATION - UNIVERSITY CORNERS (B)

Ordinance No. 0-05-37, Petition 159-BSVA-04PB

An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of Northwest 2nd Avenue located between Northwest 13th Street (US 441) and Northwest 14th Street; reserving a temporary utilities easement reserving an ingress/egress easement for public safety purposes; providing a special condition; 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 Nielsen, seconded by Mayor-Commissioner Pro Tem Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

RESOLUTIONS- ROLL CALL REQUIRED

- 050024** **A resolution designating a brownfields redevelopment area in the City of Gainesville comprised of the proposed University Corners project for the purpose of environmental remediation, rehabilitation, and economic development. (B)**

Community Redevelopment Agency (CRA) Projects Coordinator Matt Dube' gave a presentation.

NOTE: This item was postponed to the June 13, 2005 City Commission Meeting.

RECOMMENDATION *City Commission adopt the proposed resolution to designate the University Corners site as a state Brownfield Area.*

Postponed

RECESS - 8:41 PM

RECONVENE - 8:50 PM

- 040511** **Final replat of Lot 14 of Ridgewood Park located at 2811 Northwest 10th Place. Petition 95SUB-04DB. (B)**

City of Gainesville Chief of Current Planning Lawrence Calderon gave a presentation.

RECOMMENDATION *Development Review Board to City Commission - The City Commission adopt the following resolution: A resolution approving the final, single lot replat of "Ridgewood Park, A Replat of Lot 14", located at 2811 Northwest 10th Place; providing directions to the Clerk of the Commission; and providing an immediate effective date.*

Planning Staff to Development Review Board - Approve, with conditions.

A motion was made by Mayor-Commissioner Pro Tem Chestnut, 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, Edward Braddy, Craig Lowe and Jack Donovan
Absent: Rick Bryant

PLAN BOARD PETITIONS

031252 Amend the City of Gainesville Comprehensive Plan 2000-2010 Future Land Use, Transportation Mobility, and Concurrency Management Elements' Map Series and Legal Descriptions. Petition 78LUC-04 PB (Related to Petition 79CPA-04PB). (B)

City of Gainesville Senior Planner Onelia Lazzari gave a presentation.

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

RECOMMENDATION City Plan Board to City Commission - The City Commission approve Petition 78LUC-04 PB, with the addition of the Northwest 13th Special Concurrency Redevelopment Credit Area Map to the Concurrency Management Element Map Series. Plan Board vote 6-0

Staff to Plan Board - Approve

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

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

031253 Amend the City of Gainesville Comprehensive Plan 2000-2010 Concurrency Management Element. Petition 79CPA-04 PB (Related to Petition 78LUC-04PB) (B)

City of Gainesville Senior Planner Onelia Lazzari gave a presentation.

RECOMMENDATION City Plan Board to City Commission - The City Commission approve Petition 79CPA-04 PB. Plan Board vote 6-0

Staff to Plan Board - Approve

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

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

040660 Amend the City of Gainesville 2000-2010 Future Land Use Map from RH (residential high density) to a mixed-use PUD (planned use district) located at 1231 Southwest 3rd Avenue. Petition 154LUC-04 PB (Related to Petitions 155PDV-04 PB and 179ZON-04 PB). (B)

City of Gainesville Chief of Current Planning Lawrence Calderon and Agent for the Petitioner Gerry Dedenbach gave presentations.

AMENDMENT: Condition 2, change the residential floor area from 32,000 square feet to 40,000 square feet and bring back the PD and PUD through the Plan Board and the City Commission.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 154LUC-04 PB, with conditions. Plan Board vote 5-0*

Staff to Plan Board - Approve, with conditions.

A motion was made by Commissioner Nielsen, seconded by Commissioner Lowe, that this matter be Approved as Recommended with Conditions and Amendments (Petition). The motion carried by the following vote:

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

040659

Rezone property from RH-2 to PD for a mixed-use development of multi-family residential, office and commercial use located at 1231 Southwest 3rd Avenue and 321 Southwest 13th Street. Petition 155PDV-04PB. (Related to Petitions 154LUC-04 PB and 179ZON-04). (B)

City of Gainesville Chief of Current Planning Lawrence Calderon and Agent for the Petitioner Gerry Dedenbach gave presentations.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 155PDV-04 PB, with conditions. Plan Board vote 5-0*

Staff to Plan Board - Approve, with conditions.

A motion was made by Commissioner Lowe, seconded by Commissioner Braddy, that this matter be Approved (Petition) with Conditions. The motion carried by the following vote:

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

040661

Amend the University Heights Special Area Plan Map from Residential High to Planned Use located at 1231 Southwest 3rd Avenue. Petition 179ZON-04 PB (Related to Petitions 154LUC-04 PB and 155PDV-04 PB). (B)

City of Gainesville Chief of Current Planning Lawrence Calderon and Agent for the Petitioner Gerry Dedenbach gave presentations.

RECOMMENDATION *City Plan Board to City Commission - The City Commission*

approve Petition 179ZON-04 PB, with conditions. Plan Board vote 5-0

Staff to Plan Board - Approve, with conditions.

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

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

041183

A Special Use Permit with development plan review for a convenience store with fueling stations located at 3838 North Main Street. Petition 41WSU-05 CC. (B)

City of Gainesville Chief of Current Planning Lawrence Calderon and Agent for the Petitioner Robert Walpole gave presentations.

FIRST MOTION: Commissioner Braddy moved and Commissioner Lowe seconded to approve the Wellfield Protection Permit request with staff and Plan Board conditions. (VOTE: 5-0, Commissioner Bryant - Absent; and Mayor Hanrahan - Abstain, MOTION CARRIED)

SECOND MOTION: Commissioner Nielsen moved and Mayor-Commissioner Pro Tem Chestnut seconded to approve the 12 fueling positions with staff and Plan Board conditions. (VOTE: 5-0, Commissioner Bryant - Absent; and Mayor Hanrahan - Abstain, MOTION CARRIED)

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

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve 2 Special Use Permits, and development plan, with staff conditions. Petition 41WSU-05 PB. Plan Board vote 5-0 1 Abstain*

Staff to Plan Board - Approve Special Use Permit and development plan with staff conditions.

Approved (Petition) with Staff and Plan Board Conditions

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS**050033 Mayor Pegeen Hanrahan - Committee Assignments (NB)***COMMITTEE ASSIGNMENTS FOR 2005-2006*

Audit & Finance - Mayor Hanrahan, Chair; and Mayor-Commissioner Pro Tem Chestnut, Member

Community Development - Commissioner Lowe, Chair; and Mayor-Commissioner Pro Tem Chestnut, Member

Economic Development/University Community - Commissioner Nielsen, Chair; Mayor Hanrahan, Member; and Commissioner Donovan, Member

Equal Opportunity - Commissioner Lowe, Chair; and Commissioner Nielsen, Member

Personnel and Organization - Mayor-Commissioner Pro Tem Chestnut, Chair; and Commissioner Braddy, Member

Legislative - Mayor Hanrahan, Chair; and Mayor-Commissioner Pro Tem Chestnut, Member

Public Safety - Commissioner Braddy, Chair; and Commissioner Donovan, Member

Public Works - Commissioner Nielsen, Chair; and Commissioner Braddy, Member

Recreation and Culture - Commissioner Bryant, Chair; and Commissioner Donovan, Member

Regional Utilities - Commissioner Braddy, Chair; Commissioner Lowe, Member; and Commissioner Donovan, Member

OUTSIDE APPOINTMENTS

Library Governing Board - Commissioner Lowe, Mayor Hanrahan

NCF Regional Planning Council - Commissioners Chestnut, Bryant and Donovan

Tourist Development Council - Commissioner Lowe

CITY/COUNTY PANELS

Mayor/Chair - Mayor Hanrahan, Chair

Joint Communications Board - Mayor Hanrahan, Chair

Transportation Disadvantaged Board - County Official

County Visioning - Commissioner Lowe

Poverty Reduction - Mayor-Commissioner Pro Tem Chestnut

Alachua Recreation Coordinating Council - Commissioner Bryant

Alachua County League of Cities - Mayor Hanrahan

UF Community Steering Committee on Alcohol - Mayor Hanrahan

UF Alcohol Marketing Access Subcommittee - Commissioner Bryant

Homeless Summit Committee - Mayor Hanrahan

RECOMMENDATION *The City Commission confirm the committee assignments for the 05/06 Legislative year.*

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Chestnut, 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, Craig Lowe and Jack Donovan
Absent: Rick Bryant

050022 Economic Development Peer City Report: Part II - City of Gainesville/City's of Madison, WI; Athens, GA; Austin, TX; Lansing/East Lansing, MI; Ann Arbor, MI; Bloomington, IN; Champaign, IL Peer Cities (NB)

City of Gainesville Economic Development Director Erik Bredfeldt gave a presentation.

RECOMMENDATION *The City Commission hear a presentation on the findings of the Peer City Report: Part II - City of Gainesville/City's of Madison, WI; Athens, GA; Austin, TX; Lansing/East Lansing, MI; Ann Arbor, MI; Bloomington, IN; Champaign, IL Peer Cities.*

Heard

041273 Annual Performance, Salary, and Benefits Review - General Manager for Utilities (NB)

Continued to the next regular City Commission Meeting (June 13, 2005).

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

Continued

050032 Annual Performance, Salary, and Benefits Review - Equal Opportunity Director (NB)

Continued to the next regular City Commission Meeting (June 13, 2005).

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

Continued

COMMISSION COMMENT

Commissioner Craig Lowe

Neighborhood Parking Regulations for the Oak View and Florida Park Neighborhoods.

See following File #050040.

050040

Oak View Neighborhood Association Parking Regulations (NB)

RECOMMENDATION *The City Commission refer the issue of front yard parking requirements for the Oak View Neighborhood and the Florida Park Neighborhood to the Community Development Committee.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Referred to the Community Development Committee, due back on November 23, 2005. The motion carried by the following vote:

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

Commissioner Warren Nielsen

Santa Fe Community College - Dr. Sasser - Urban Revitalization Downtown

See following item #050041.

050041

Santa Fe Community College/Tidewater Community College Special Meeting (NB)

RECOMMENDATION *The City Commission allocate up to \$1,000 for an honorarium (from City Commission contingency) for Dr. DiCroce, President of Tidewater Community College of Norfolk Virginia, to give a presentation at a Special City Commission Meeting, Monday, August 29, 2005 at 6:00 PM, in the City Commission Auditorium.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem 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, Craig Lowe and Jack Donovan
Absent: Rick Bryant

Commissioner Chuck Chestnut

*WAIVER OF RULES: Commissioner Lowe moved and Commissioner Nielsen seconded to waive the rules to extend the meeting for 10 minutes.
(VOTE: 6-0, MOTION CARRIED)*

050042

Tiger Bay Project/Block Grant Funds Reallocation (NB)

NOTE: This was a new item brought up by Mayor-Commissioner Pro Tem Chestnut during Commission Comment.

RECOMMENDATION *The City Commission direct staff to come back with recommendations to re-allocate the \$100,000 worth of Block Grant funds that were set aside for the Tiger Bay Project, since the \$100,000 was no longer needed for this project.*

A motion was made by Mayor-Commissioner Pro Tem Chestnut, seconded by Commissioner Lowe, that this matter be Referred to the City Manager, due back on November 23, 2005. The motion carried by the following vote:

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

CITIZEN COMMENT

There were no Citizens who wished to speak at this time.

ADJOURNMENT - 11:05 PM

Kurt M. Lannon, Clerk of the Commission