

# **City of Gainesville**

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



## **Meeting Minutes**

**Monday, March 8, 1999**

**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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

## Father David Pittman

## Consent Agenda

*With the following modifications: 1. File No. 981206 - New Item Submitted - Grant Application Highway Safety Funds; 2. Remove File No. 981153 from Consent and Place of Regular Agenda - City Wellness Center; and 3. Withdraw File No. 981152 - RTS Summer Adjustments*

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

### 960846      Participation in Municipal Project by Trader Tom's as a Corporate Citizen (960846)

**RECOMMENDATION**      *The City Commission direct Trader Tom's to donate \$500.00 in accordance with the terms of their agreement with the City to the Gainesville Friends of Jazz in 1999, American Guild of Organists in 2000, Sweetwater Print Coop in 2001, World Harmony Project in 2002, All Children's Theatre in 2003, Cultural Arts Coalition in 2004, Society for Preservation of Oriental Folkloric Dance in 2005, Dance Alive in 2006, and the Gainesville Association for Creative Arts in 2007.*

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

### 981151      Printing of Stationery, Envelopes, Business Cards and Forms

**RECOMMENDATION**      *The City Commission authorize the City Manager or designee to execute a Contract with: 1) Amerprint for the printing of Stationery, Envelopes and Business Cards; 2) Designs Unlimited for Brown (clasp or non-clasp) Envelopes; and 3) Pride Enterprises, Inc. for the printing of Forms for the period April 1, 1999 through September 30, 2000, with an option of two 1-year extensions upon satisfactory performance, subject to the approval of the City Attorney as to form and legality.*

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

**981152            Regional Transit System Summer 1999 Service Adjustments.**

**RECOMMENDATION**    *The City Commission approve the 1999 Summer Service Adjustments, effective Monday, May 3, 1999.*

**This matter was Withdrawn**

**981154            Contract Amendment with Brame Architects**

**RECOMMENDATION**    *The City Commission: 1) approve a modification to the purchase order for an increase in the fixed fee up to the amount of \$45,512 for a new not to exceed amount of \$121,365 with Brame Architects, and 2) approve amending the contract for a new not to exceed amount of \$121,365, subject to approval of the City Attorney as to form and legality.*

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

**981155            Endorsement of the Federal Transit Administration's FY 2000 Transit Budget Proposal**

**RECOMMENDATION**    *The City Commission authorize the Mayor to write a letter to the congressional delegation requesting their support of the Federal Transit Administration's FY 2000 transit budget proposal.*

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

**981156            Endorsement of Transit 2020: Florida's Strategic Plan for Public Transportation**

**RECOMMENDATION**    *The City Commission: 1) endorse Transit 2020, Florida's Strategic Plan for Public Transportation; 2) authorize the Mayor to write letters to the Governor, Legislature and the Florida Department of Transportation expressing the endorsement of the City Commission of the Plan; and, 3) authorize the Mayor to write letters to the Alachua County Commission and the Metropolitan Transportation Planning Organization requesting their endorsement of the Plan.*

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

**981157            Roadway Usage Certificate**

**RECOMMENDATION**    *The City Commission: 1) authorize the Mayor and Clerk of the Commission to execute the roadway usage certificate for the 400 block of S.E. 14th Street; and 2) direct the Clerk of the Commission to record the usage certificate in the Public Records.*

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

**981158            Solid Waste Rate Ordinance Amendment**

**RECOMMENDATION**    *The City Commission authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance establishing the rates for the "Mini-Can" at \$10.00 per month for curbside and ADA service and \$16.34 for backdoor service with an effective date of October 1, 1999.*

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

**981159            Amendment to Chapter 26 of the City of Gainesville Ordinance on Parking**

**RECOMMENDATION**    *The City Commission direct the City Attorney to draft ordinance changes to Chapter 26 of the City Ordinances to eliminate the word "motor vehicle" and substitute "vehicle", to apply the ordinance to all vehicles. This specifically applies to 26-46(c), 26-46(e), 26-46(f), 26-47(b), 26-47.1(a), 26-47.1(c), 26-50.1(c), 26-53(b)(1), 26-53(b)(2), 26-53(c)(1), 26-53(c)(1)a, 26-79, 26-81(a), 26-81(b), 26-81(c), 26-95, 26-118.*

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

**981160            Second-Year Funding for COPS MORE 1996 (Making Officer Redeployment Effective) Grant Program**

**RECOMMENDATION**    *The City Commission authorize the City Manager: 1) to accept second-year funding for the already established COPS MORE Grant Program; 2) to appropriate \$6,539 from the State Law Enforcement Contraband Forfeiture Trust Fund; and, 3) to execute the grant contract and any other documents that may be necessary, pending approval by the City Attorney as to form and legality.*

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

**981161            Regional Traffic Crash Data Center for Alachua County**

**RECOMMENDATION**    *The City Commission approve the establishment of the Regional Traffic Crash Report Data Center at the Gainesville Police Department.*

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

**981162            Consumption of Alcohol at City Produced Plaza Events (980349)**

**RECOMMENDATION**    *The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an ordinance amending section 4-4 of the Code of Ordinances relating to consumption and sale of alcoholic beverages, providing that nonprofit organizations should be responsible for all costs related to alcohol sales at the Downtown Plaza for consumption on premises under certain conditions.*

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

**981206            Grant Application for Highway Safety Funds**

**RECOMMENDATION**    *The City Commission: 1) authorize staff to submit an application for Highway Safety Funds to the Florida Department of Transportation; and, 2) authorize the City Manager to execute all documents necessary to secure the grant funding 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****981163            Approval of a Purchase Order for Painting GRU Facilities (B)**

**RECOMMENDATION**    *The City Commission approve the issuance of a purchase order to Professional Painting and Waterproofing, Inc. for painting various GRU facilities in an amount not to exceed \$27,310.*

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

**981164            Palm View Estates Partial Release of Easement (NB)**

**RECOMMENDATION**    *The City Commission: 1) approve the partial release of a*

*platted public utilities easement; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement, substantially in the form on file, subject to approval by the City Attorney.*

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

## **City Attorney, Consent Agenda Items**

**981166      Raymond H. Douglas v. The City of Gainesville, et al. (U.S. District Court, Northern District of Florida); Case No.: 1:99CV17SPM**

**RECOMMENDATION**    *The City Commission authorize the City Attorney and/or Special Counsel, if insurance coverage is available, to represent the City of Gainesville, Police Chief Donald Shinnamon and Police Officers G. Armagost, R. Roberts, and M. Birkhold, in the case styled Raymond H. Douglas, Plaintiff, v. The City of Gainesville, Florida, a Municipal Corporation; Donald Shinnamon, in his official capacity; G. Armagost; R. Roberts; and M. Birkhold, in their individual capacities.*

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

**981167      Royal Gainesville Limited Partnership v. City of Gainesville; Case No.99-454-CA Division: J**

**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 Royal Gainesville Limited Partnership v. City of Gainesville, et.al.*

**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**

**Legislative Committee, Consent****Regional Utilities Committee, Consent****Recreation and Cultural Affairs Committee, Consent****Clerk of the Commission, Consent Agenda Items****981150            Regional Transit System Advisory Board**

**RECOMMENDATION**    *The City Commission accept the resignation of member Martha R. Hill from the Regional Transit System Advisory Board effective immediately.*

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

**981170            City Commission Minutes of January 22, 29, February 12,15, and 22, 1999**

**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: 1) File No. 981195 - Proclamation added; 2. File No. 980873 - 1st Reading of Ordinance - 7600 blk of SR 121 Land Use change - Additional back-up material submitted; and 3. Strike File No. 980874 from the Agenda - 1st Reading of Ordinance - 7600 blk of SR 121*

**Citizen Comment (3:00 PM - 3:30 PM)****City Commission Comment (If time available)****Raymond Petit - Complaint Against Police Department (B)**

*Citizen Raymond Petit informed the Commission of a problem situation with the*

*Police Department regarding the testing of a chemical released into a vending machine owed by him which was vandalized.*

*The Commission asked the City Manager (Assistant City Manager) to review the situation and report back to the Commission and Mr. Petit.*

### **Sheri Boyd Wade - King's Food Store (NB)**

*Citizen Sheri Boyd Wade asked the City Commission to assist in rectifying a nuisance created by the King's Convenience Store.*

*Commissioner Calkins informed the Citizen and the Commission of the activities of the Public Safety Committee working with the School Board of Alachua County to improve the situation.*

### **981210 City Beautification Board Requests - Cindy Smith, Chair**

**RECOMMENDATION** *The City Commission: 1) establish joint City/County regulations for signs on adopted medians; and 2) consider improving fence regulations.*

**A motion was made by Commissioner Calkins, seconded by Commissioner Delaney, that this matter be Referred to the City Manager, due back on September 8, 1999. The motion carried unanimously.**

### **Mark Goldstein - Billboard Legislation in the State Legislature (NB)**

*Citizen Mark Goldstein informed the Commission of a bill in the State Legislature that would limit home rule authority to control billboards.*

*City Attorney Marion Radson reported to the Commission of his contact with the Florida League of Cities and the City of Lakeland on this issue.*

### **Charter Officer Updates**

### **Clerk of the Commission**

### **City Manager**

### **981153 Renovation of City Hall to Create a Wellness Center**

**RECOMMENDATION** *The City Commission approve the issuance of a Purchase Order to AMJ Construction, Inc., for renovations of City Hall to create a Wellness Center in the basement in an amount not to exceed \$95,260.00 (\$86,600.00 base bid plus a 10%*

*contingency).*

**This matter was Postponed for March 22, 1999**

**General Manager for Utilities**

**City Attorney**

**City Auditor**

**Committee Reports (Pulled from Consent)**

**Public Works Committee**

**Personnel & Organizational Structure Committee**

**Public Safety Committee**

**980507 Cindy Smith - Civil Citation Process in Residential Area**

*Community Development Director Tom Saunders, City Attorney Marion J. Radson, Senior Assistant Attorney Pat Carter, and Code Enforcement Manager Lisa Koehler gave presentations.*

*FIRST MOTION: Commissioner Jennings moved and Commissioner B. Delaney seconded to authorize the City Attorney to amend the front yard parking ordinance to include the use of Chapter 316 procedures to enforce parking violations on private property (Vote 4-0).*

*Chair Pro Tem recognized Citizens Tom Lau, Jim Cannon, Juddy Carter, Cindy Smith, Susan Carter, Mark Goldstein, Bill Gager, Jane Adair and Milderd Rolke who spoke to the matter.*

*Community Development Director Tom Saunders and Code Enforcement Manager Lisa Koehler gave presentations.*

*WITHDRAWN MOTION: Commissioner Calkins moved and Commissioner Jennings seconded to request the City Attorney to amend the landlord licensing ordinance to include violations of noise, housing code and front yard parking that can trigger a 2-3 step process for revocation of the landlord permit (Later Withdrawn).*

*SECOND MOTION: Approve the Public Safety Committee's recommendations, as amended below.*

*AMENDMENTS: #1- Direct staff look at the entire City area for yard parking regulations and return to the City Commission with recommendations on which areas to consider; #2 - Add Dangerous Buildings to the list of the conditions; #3 - Staff review the possibility of a lower landlord fee if the property is significantly in compliance; #4 - Remove RC zoning from the landlord license and current parking requirements and apply new multi-family to RC; and #5 - Add Renewing after obtaining, "obtaining and renewing" (Vote 4-0).*

*Chair Pro Tem Hanrahan recognized Citizen Robert Pearce, Juddy Carter, Cindy Smith, Susan Carter, Mark Goldstein and Jim Cannon who spoke to the matter.*

**RECOMMENDATION**    *The City Commission consider the report from the Public Safety Committee.*

***ADDITIONAL RECOMMENDATION FROM STAFF FOR  
THE 3/25/99 PUBLIC SAFETY MEETING***

*The Public Safety Committee continue discussions of the report prepared by Tom Saunders listing 10 recommendations to improvements to Code Enforcement, and more specifically: 1) review the items presented to and approved by the City Commission on 3/8/99, 2) further review and discussion of items 7 through 10; and 3) hear updates and additional recommendations by staff on the landlord licensing/civil citation process as a whole.*

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

**Audit & Finance Committee**

**Legislative Committee**

**Regional Utilities Committee**

**Recreation & Cultural Affairs Committee**

**Advisory Boards/Committees (Appointments/Reports)**

**Outside Agencies**

**Members of the City Commission**

**Commission Comments**

**Recess Until 6:00 PM**

**Pledge of Allegiance**

**Troop 1116**

**Proclamations/Special Recognitions**

**981172            Mental Retardation Awareness Month - March 1999**

**RECOMMENDATION**    *Alachua County Association of Retarded Citizens Executive Director Dick Bradley and Board Members David Stockman and Naomi Williams to accept the proclamation.*

**This matter was Placed on File**

**981173            National Employ the Older Worker Week (NEOWW) - March 14-21, 1999**

**RECOMMENDATION**    *American Association of Retired Persons (AARP) Employment Specialist Earl Moreland and Florida Jobs and Benefits Employer Marketing Representative Lee Clowers to accept the proclamation.*

**This matter was Placed on File**

**981174            Community Outreach Partnership Center Day - March 8, 1999**

**RECOMMENDATION**    *Community Organizer Karen Gordon to accept the proclamation.*

**This matter was Placed on File**

**981175            Friends of Northeast 31st Avenue Day - March 8, 1999**

**RECOMMENDATION**    *Group organizer Tearetha Thomas to accept the proclamation.*

**This matter was Placed on File**

**981176            Gainesville Junior Women's Club Day - March 8, 1999**

**RECOMMENDATION**    *Chairperson Jana Carpenter to accept the proclamation.*

**This matter was Placed on File**

**981195            Doris Martin to accept the Proclamation.**

**This matter was Placed on File**

**981171            Reichart House Presentation**

*Reichart House Representative Yvette Jones made presentation.*

**RECOMMENDATION**    *The City Commission hear a presentation from Yvette Jones.*

**This matter was Placed on File**

## **Public Hearings**

## **Ordinances - 1st Readings- ROLL CALL REQUIRED**

**980733            Ordinance No. 0-99-26; Petition 215CPA-98PB**

**An ordinance of the City of Gainesville, Florida, amending Policy 2.1.1 of the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan to establish minimum densities of 8 units per acre for the Residential Medium Density (currently 10-30 units per acre) and Residential High Density (currently 21-100 units per acre) land use categories, to exempt lots of a certain size from minimum density requirements in the Residential Medium and Residential High Density categories, and to allow single-family use in the Residential High Density category; providing directions to the city manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.**

*Chief of Comprehensive Planning Dean Mimms gave a presentation.*

*City Attorney Marion J. Radson made comments.*

*Chair Pro Tem Hanrahan recognized Citizens Robert Pearce and Tom Kurtron who spoke to the matter.*

*ADDITIONAL: Approved the petition in conjunction with the Ordinance Adoption.*

**RECOMMENDATION**    *The City Commission (1) approve the petition, and (2) 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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

**980735                      Ordinance No. 0-99-29; Petition 216TCH-98PB**

**An ordinance of the City of Gainesville, Florida, amending section 30-41 of the Land Development Code, lowering the minimum number of units per acre for certain residential districts; amending section 30-53 of the Land Development Code pertaining to multiple-family medium density residential districts, providing an exemption from minimum densities for small parcels; amending section 30-55 of the Land Development Code pertaining to residential high density districts, providing an exemption from minimum densities for small parcels, allowing single-family dwellings as a use by right and providing dimensional requirements for single-family and accessory structures in those districts; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.**

*Chief of Comprehensive Planning Dean Mimms gave a presentation.*

*ADDITIONAL: Approved the petition in conjunction with the Ordinance adoption.*

**RECOMMENDATION**    *The City Commission (1) approve the petition, and (2) 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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

**980873                      Ordinance No. 0-99-27, Petition No. 224LUC-98PB**

**An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property consisting of approximately 44.6 acres (MOL) from "Agriculture" to "Industrial"; located in the vicinity of the 7600 block east of U.S. 441 and west of S.R. 121; providing a severability clause; providing a repealing clause; and providing an effective date.**

*Planning Manager Ralph Hilliard gave a presentation.*

*ADDITIONAL: Approved the petition in conjunction with the Ordinance adoption.*

**RECOMMENDATION**    *The City Commission (1) approve the petition, and (2) 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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

**980874 Ordinance No. 0-99-28, Petition No. 225ZON-98PB**

**An ordinance of the City of Gainesville, Florida, rezoning certain lands within the City consisting of approximately 44.6 acres (M.O.L.) and amending the Zoning Map Atlas from "AGR: Agriculture district" to "I-2: General industrial district"; located in the 7600 block east of U.S. 441 and west of SR 121; providing a severability clause; providing a repealing clause; and providing an immediate effective date.**

*ADDITIONAL: Approved the petition in conjunction with the Ordinance adoption.*

**RECOMMENDATION** *The City Commission (1) approve the petition, and (2) adopt the proposed ordinance.*

**This matter was Striken From the Agenda (Ordinance)**

**980989 Ordinance No. 0-99-33; Petition 248CPA-98PB**

**An ordinance of the City of Gainesville, Florida, amending the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan, adding public schools other than institutions of higher learning as allowed uses in the Single Family, Residential Low Density and Residential High Density land use categories and adding a policy to encourage collocation of public schools with public facilities such as parks, libraries and community centers; providing directions to the city manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.**

**RECOMMENDATION** *The City Commission (1) approve the petition, and (2) 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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

**Ordinances - 2nd Readings- ROLL CALL REQUIRED**

980761

**Ordinance No. 0-99-31**

An ordinance of the City of Gainesville, Florida, relating to the General Employees Pension Plan, amending Section 2-523(c)(2) of the Code of Ordinances relating to members of the plan; creating Section 2-523(i) of the Code of Ordinances providing for limited participant re-entry or transfer of vested accrued benefit; amending Section 2-526(a)(3) of the Code of Ordinances to provide an optional form of benefit; 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 Jennings, seconded by Commissioner Calkins, 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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

980949

**Ordinance No. 0-99-32**

An ordinance of the City of Gainesville, Florida, amending Chapter 26, Article III, Division 4 of the Code of Ordinances relating to controlled vehicular parking, allowing areas to be designated based on future as well as current conditions, allowing areas to be designated in the central city district, allowing areas to be designated by the city commission; allowing parking in designated areas to be by decal/permit or by paying a parking meter fee, clarifying and simplifying the permit/decal process; and reorganizing the sections for readability; amending section 26-46, updating references to articles and sections; amending Appendix A of the Code of Ordinances to set fees for parking decals and permits; 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 as amended.*

**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 and Edward L. Jennings, Sr.  
Absent: Paula M. DeLaney

**Resolutions- ROLL CALL REQUIRED**

980988

A resolution of the City Commission of the City of Gainesville, Florida, adopting an amended Gainesville Tree List; providing directions to the Clerk of the Commission and the codifier; and providing an immediate effective date.

**RECOMMENDATION**    *The City Commission approve petition 247TCH-98PB and adopt the resolution amending the Gainesville Tree List.*

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

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

**981165 Resolution Requesting an Easement from the State of Florida (B)**

**RECOMMENDATION** *The City Commission: 1) adopt a resolution, subject to approval by the City Attorney as to form and legality, requesting the State of Florida Department of Environmental Protection to obtain authority from the Trustees of the Internal Improvement Trust Fund to grant an easement to the City of Gainesville; and 2) authorize the General Manager or his designee to execute and accept the easement document on behalf of the City of Gainesville, subject to approval of form and legality by the City Attorney.*

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

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

**981177 Rules of the City Commission**

*Commissioner B. Delaney volunteered to serve on the new Code Enforcement Standing Committee.*

**RECOMMENDATION** *The City Commission adopt a resolution which amends the City Commission Rules to add the Code Enforcement Committee.*

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

**Plan Board Petitions**

**980732 Legislative Matter No. 980732. Petition 213TCH-98 PB, City Plan Board. Amend the City of Gainesville Land Development Code to allow reconstruction of existing transmitter towers for additional antennas to be moved up to fifty feet from the existing location.**

*Planning Manager Ralph Hilliard gave a presentation.*

*Chair Pro Tem Hanrahan recognized Agent Jerry Mallass and Citizen W.E. "Mac" McEachern who spoke to the matter.*

*AMENDMENT: Tower be removed if it has been discontinued for more than nine months; and further, can request an extension from the Board of Adjustment*

**RECOMMENDATION** *City Plan Board to City Commission: The City Commission approve Petition 213TCH-98 PB, as proposed by staff. Plan Board vote 6-0*

*Staff to Plan Board - Approve Petition 213TCH-98 PB, as proposed by staff.*

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

## **Development Review Board Petitions**

## **Scheduled Evening Agenda Items**

## **Unfinished Business**

## **Commission Comment**

## **Land Use Changes - C/B. Delaney (NB)**

*Commissioner B. Delaney suggested that a general discussion occur regarding all appropriate uses be presented when considering land use changes.*

## **RTS Sunday Event - C/B. Delaney (NB)**

*Commissioner B. Delaney gave a brief report on the RTS event and expressed appreciation to all RTS staff.*

## **Public Works Committee Meeting at Howard Bishop - C/B. Delaney (NB)**

*Commissioner B. Delaney informed the Commission of a Public Works Committee meeting at Howard Bishop Middle School and thanked the City staff and School staff; and further, suggested more meetings be held at schools.*

## **Gun and Skeet Club - C/Calkins (NB)**

*Commissioner Calkins asked the City Manager to meet with the representatives of the*

*Gun and Skeet Club.*

*Chair Pro Tem Hanrahan recognized Citizen Mac McEachern who spoke to the matter.*

### **Free & Reduced Bus Fares - C/Calkins (NB)**

*Commissioner Calkins stated that the RTS Advisory Board will be discussing the free and reduced bus fares soon.*

### **Basketball Team - "Bulls" Contribution to City - C/Calkins (NB)**

*Commissioner Calkins brought to the Commission's attention a letter that included a \$150.00 donation to the city from the "Bulls" Basketball Team.*

### **RTS Bus Painting - C/Calkins (NB)**

*Commissioner Calkins stated that she understood that funding was the reason for the RTS bus painting and hoped when the funding level is reached, the bus painting will discontinue.*

### **King's Convenience Store - C/Jennings (NB)**

*Commissioner Jennings made comments regarding King's Convenience Store.*

### **Free Radio Gainesville - Chair Pro Tem Hanrahan (NB)**

*Chair Pro Tem Hanrahan discussed a meeting with Free Radio Gainesville and their request that the Commission support a resolution to get access to the airways.*

*The Commission indicated agreement by consensus.*

### **Controlled Burns - Chair Pro Tem Hanrahan (NB)**

*Chair Pro Tem Hanrahan asked staff to report to the City Commission on the city's training burn policy.*

### **Land Use Decisions - Chair Pro Tem Hanrahan (NB)**

*Chair Pro Tem asked staff determine if the Commission can require a PUD during land use decisions.*

**981237**

### **Simplified Permitting Program for Developers**

**RECOMMENDATION** *The City Commission refer the issue of "green" or qualified developers having a simplified permitting program to the Public Works Committee.*

A motion was made by Commissioner Delaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Works Committee, due back on September 8, 1999. The motion carried unanimously.

**Gainesville Sun Employee Steve Morton - Chair Pro Tem Hanrahan (NB)**

*Chair Pro Tem Hanrahan informed the Commission that Gainesville Sun Employee Steve Morton would be leaving Gainesville and moving to Savannah, Georgia and wished him well.*

**Citizen Comment**

**Rev. Tim Keyes - Billboard and Bus Painting Comments (NB)**

**Rev. Earl Young - Comments on a Past Issue (NB)**

**Adjournment**

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Kurt M. Lannon, Clerk of the Commission