

City of Gainesville

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



Meeting Minutes

Monday, October 23, 2000

1:00 PM

City Hall Auditorium

City Commission

*Mayor Paula M. DeLaney (At-Large)
Commissioner Warren Nielsen (At-Large)
Commissioner Chuck Chestnut (District 1)
Mayor-Commissioner Pro Tem John R. Barrow (District 2)
Commissioner Pegeen Hanrahan (District 3)*

CALL TO ORDER - 1:06 PM**INVOCATION****Dr. T. Glenn Mitchell, First United Methodist Church****ROLL CALL**

Present: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

CONSENT AGENDA

*Commissioner Warren Nielsen moved and Mayor-Commissioner Pro Tem John Barrow seconded to adopt the Consent Agenda with the following modification:
(VOTE: 4-0, Commissioner Pegeen Hanrahan - Absent)*

1. File No. 000014 - Petition 60 PDV-00 PB Buffington & Associates, P.A. (Move to Regular Agenda and additional back-up submitted).

CITY MANAGER, CONSENT AGENDA ITEMS**000560 Law Enforcement Contract for the Gainesville Housing Authority's U.S. Housing and Urban Development Grant (HUD 11) (B)**

RECOMMENDATION *The City Commission authorize the City Manager or his designee to execute the HUD law enforcement agreement, subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000561 Federal Law Enforcement Contraband Forfeiture Trust Fund Funding for Joint Aviation Unit (B)

RECOMMENDATION *The City Commission approve the appropriation of \$63,858.50 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for the operation of the Joint Aviation Unit for FY01.*

This Matter was Approved as Recommended on the Consent Agenda.

990999 Thelma Boltin Center Renovations Change Order Number Three (B)

RECOMMENDATION *The City Commission: approve the issuance of Change Order # 3 to Nelson's Engineering Services, Inc. in an amount not to exceed \$8,091.09 for the renovations to the Thelma Boltin Center.*

This Matter was Approved as Recommended on the Consent Agenda.

990719 Loblolly Environmental Facility Renovations Change Order Number Two (B)

RECOMMENDATION *The City Commission approve Change Order Number Two for Kay Construction, Inc. for a total purchase order amount of \$70,469.23.*

This Matter was Approved as Recommended on the Consent Agenda.

000562 Joint Purchase of King Food Store Property (B)

RECOMMENDATION *The City Commission: 1) approve the City's contribution for the purchase of the King Food Store Property in an amount not to exceed \$37,500; 2) authorize the City Manager to negotiate and execute an agreement with the School Board of Alachua County upon approval by the City Attorney as to form and legality; and 3) authorize the City Manager to process the payment for the property once the agreement has been executed from the general fund fund balance.*

This Matter was Approved as Recommended on the Consent Agenda.

000563 Contract with Staff Training Solutions for Computer Software Training (B)

RECOMMENDATION *The City Commission: 1) approve the selection of Staff Training Solutions for the provision of computer software training; and 2) authorize the City Manager or his designee to execute the contract subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000564 Regional Transit System Creative Services Management (B)

RECOMMENDATION *The City Commission: 1) approve a one year extension of the existing contract to Group 5 & Associates, Inc.; and 2) authorize the City Manager or his designee to execute the contract extension, subject to approval by 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

000556 Approval of Contract and Issuance of Purchase Order for Proctor Dirt (NB)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a three-year contract with W.G. Johnson & Son, Inc. for delivering proctor dirt, subject to the approval of the City Attorney, and approve the issuance of a purchase orders in amounts not exceeding budgeted amounts.*

This Matter was Approved as Recommended on the Consent Agenda.

000557 Contract for Janitorial Services (B)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a contract with Annette Thomas Cleaning Service for janitorial services at the Main Street Water Reclamation Facility, Electric System Control and the Springhills Service Center, subject to the approval of the City Attorney, in an amount not to exceed \$30,120.*

This Matter was Approved as Recommended on the Consent Agenda.

000558 Purchase Orders for Grounds Maintenance (B)

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to execute a three year contract with Ragin Lawn Services for grounds maintenance for the 5th Avenue Compound (excluding the GRU Administration Building), Electric System Control and Springhills Service Center, subject to the approval of the City Attorney, and approve the issuance of a purchase orders in amounts not exceeding budgeted amounts.*

This Matter was Approved as Recommended on the Consent Agenda.

000559 Hike & Company Agreement for GRUCom Telecommunications Consulting Services (NB)

RECOMMENDATION *The City Commission authorize the General Manager or his designee to negotiate and execute an amendment to the contract with Hike & Company, as a specified source, for telecommunications consulting services on an as needed basis*

for a 12 month term ending September 30, 2001, 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

000574 Felicia A. McCoy and Vernon McCoy v. City of Gainesville; Alachua County Circuit Court; Case No.: 01-00-CA-219 (B)

RECOMMENDATION *The City Commission 1) approve the terms of the settlement; and 2) authorize the City Manager and the City Attorney's Office to settle the case.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

000485 GRU Com Organization and Job Classification Approval (B)

RECOMMENDATION *The City Commission approve changes summarized on the organization chart by adding GRU Com Engineering and Technical Manager (pay grade to be determined), Reclassify the Power System Control Specialist and Senior Power System Control Specialist positions in two new telecommunications job families: (Telecommunication Specialist job family and a Network Cabling job family). The GRUCom positions (pay grade to be determined) will be addressed in the City wide pay study, which is currently in progress.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

000547 Appointment - Student Adjunct Members (NB)

RECOMMENDATION *The City Commission appoint the following individuals as Student Adjunct members to terms on the referenced boards/committees to expire August 3, 2001. Citizens' Advisory Committee for Community Development - Brian Rockwood*

*City Beautification Board - Lindsay Connor
Development Review Board - Richard Fobair
Gainesville Enterprise Zone Development Agency - Dan Rudez
Gainesville/Alachua County Cultural Affairs Board - Brian Dassler
Historic Preservation Board - Rachel K. Elias
Pension Review Committee - Tammy Nguyen
Tree Advisory Board - Suzanne Watt
Water Management Committee - Valerie Shotwell*

This Matter was Approved as Recommended on the Consent Agenda.

000577 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of October 9, 2000.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

*Commissioner Chuck Chestnut moved and Commissioner Warren Nielsen seconded to adopt the Regular Agenda with the following modifications:
(VOTE: 4-0, Commissioner Pegeen Hanrahan - Absent)*

1. File No. 000230 Special Area Plan for Traditional City - (New Recommendation & Continue until November 13, 2000).

2. File No. 000231 - Quasi-Judicial Petition 111SVA-00 PB Brown & Cullen, Inc. - (Request for continuance & additional back-up submitted).

CITY MANAGER

000460 Leadership General Government - Class II (NB)

City of Gainesville Administrative Services Director Glenda Currie and Fire Public Education Specialist Michael Heeder gave presentations.

RECOMMENDATION *The City Commission hear a presentation from Class II, Leadership General Government*

Heard

000565 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Public Works Transportation Planning Analyst Linda Dixon gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the November 9, 2000 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

000566 Comprehensive User Fee Study

City of Gainesville Administrative Services Director Glenda Currie and DMG Maximus Consultant Matt Matherne gave presentations.

NOTE: Chair Paula M. DeLaney left the meeting room and Mayor-Commissioner Pro Tem John R. Barrow assumed the gavel.

RECOMMENDATION *The City Commission hear a report from DMG Maximus on the user fee study.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Referred to the Audit and Finance Committee, due back on April 23, 2001. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

000567 Regional Transit System (RTS) Bus Procurement (B)

City of Gainesville Regional Transit System Director Jeff Logan gave a presentation.

RECOMMENDATION *The City Commission: 1) authorize issuance of a purchase order to Nova Bus in the amount of \$3,915,000.00; 2) authorize the City Manager or his designee to review, select, and authorize the appropriate City officials to execute an appropriate bridge funding mechanism and to execute any additional documents that may be required for the transaction subject to review and approval by the City Attorney; and 3) approve the new RTS paint scheme.*

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: Chuck Chestnut, Warren Nielsen and John R. Barrow
Absent: Pegeen Hanrahan and Paula M. DeLaney

GENERAL MANAGER FOR UTILITIES

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

970223 Downtown Bicycle Routes - 970223 (B)

City of Gainesville Public Works Transportation Planning Analyst Linda Dixon and Bicycle/Pedestrian Advisory Board Chair David Welch gave presentations.

NOTE: Chair Paula M. DeLaney re-entered the meeting room and assumed the gavel.

*1st Motion: Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to approve \$6,300 from the City Commission Contingency Fund for bicycle route signage.
(NO VOTE)*

Commissioner Warren Nielsen withdrew his original motion and the item was continued to the next regular City Commission Meeting - November 13, 2000.

RECOMMENDATION *The City Commission: 1) hear a presentation from Bicycle Pedestrian Advisory Board; and 2) consider funding the*

downtown bicycle routes program.

Continued

CITY ATTORNEY

000014 HILLCREST ORDER (Petition 60PDV-00PB)(B)

Final Administrative Order In the Matter of Buffington Associates, P.A. agent for Alice B. Todd, Dorothy Boone, Iris Ryker and Joseph Ryker; (property located in the vicinity of the 5000 block of N.W. 8th Avenue, north side, Gainesville, Florida); Legislative Item No. 000014, Petition No. 60PDV-00PB.

Chair Paula M. DeLaney recognized Agent for the Petitioner Len Buffington who spoke to the matter.

City of Gainesville Planner Bedez Massey gave a presentation.

RECOMMENDATION *The City Commission authorize the Mayor and Clerk of the Commission to execute the Final Administrative Order.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

OUTSIDE AGENCIES

000581 Airport Authority (NB)

Gainesville Alachua County Airport Authority Chair Marilyn Tubb gave a presentation.

RECOMMENDATION *The City Commission hear a report from Marilyn Tubb, Airport Authority Chair.*

Heard

CITY ATTORNEY - CONTINUED

000427 Interlocal Agreement Pertaining to the Judicial Complex (B)

Chair Paula M. DeLaney recognized Alachua County Manager Randy Reid, Alachua County Chief Judge Robert Cates, Citizen Reverend Tim Keyes, and Citizen Jim Konish who spoke to the matter.

RECOMMENDATION 1) Hear a presentation from the City Manager and City Attorney; and 2) Authorize the Mayor and Clerk to execute the agreement, subject to the approval of the City Attorney as to form and legality.

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

000580 Interlocal Agreement for Distribution of Local Government Infrastructure Surtax (B)

Chair Pro Tem John R. Barrow recognized Alachua County Manager Randy Reid and Citizen Jim Konish who spoke to the matter.

RECOMMENDATION 1) Hear a presentation from the City Manager and City Attorney; and 2) Authorize the Mayor and Clerk to execute the agreement, subject to the approval of the City Attorney as to form and legality.

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS

COMMISSIONER WARREN NIELSEN

Comments from Alachua County Commissioners Robert Hutchinson and Dave Newport.

COMMISSIONER CHUCK CHESTNUT

Response to Jim Konish's comments.

RECESS - 4:21 PM

RECONVENE - 5:37 PM**CITIZEN COMMENT (5:30pm)****JIM KONISH**

GRU Residential Utility Bills

DEBBIE MARTINEZ

1. *Public Forum/Corner Drug Store*
2. *Club Drugs*
3. *GPD Issues*

SUSAN WRIGHT

Newberry Rd. & 38th Street near Plaza Royale

City of Gainesville Community Development Director Tom Saunders, Public Works Transportation Director Brian Kanely, and Public Works Director Teresa Scott gave presentations.

SPECIAL PRESENTATION

City of Gainesville Parks and Recreation Department Director Cliff Crawford introduced Representative Cynthia Chestnut, Dr. Tom Hawkins, and Davis Rembert who presented the City of Gainesville with grant awards: 1) \$50,000 check for the renovation of the T. B. McPherson Center ; and 2) \$150,000 for the Cone Eastside Park.

CITIZEN COMMENT - (continued)**ANITA HEARD**

Nextel and Water Towers next to property. See item # 000584 below.

1. *Drug Dealers*
2. *GRU leased space*
3. *Nextel Bldg*

Referred to City Manager and General Manager.

000584**Nextel Building and Water Towers on 5th Avenue (NB)**

City of Gainesville Chief of Current Planning Lawrence Calderon gave a

presentation.

RECOMMENDATION *The City Commission refer this to GRU.*

Referred to General Manager for Utilities

ILENE KANELY

Foreign substance in trash container

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Troop #454

PROCLAMATIONS/SPECIAL RECOGNITIONS

000505 "Best Practices Awards" (NB)

RECOMMENDATION *Hear a presentation from Jim Walker, Senior Community Builder with HUD to Jackie Richardson of the City's Housing Division and Jim Hencin of Community Development Block Grant Management of the "Best Practices Awards" for the Cedar Grove II and Interfaith Coalition Against Poverty projects.*

Heard

000569 People Awareness Week (B)

RECOMMENDATION *Chair of the People Awareness Week 2000 Advisory Board Deb Casey-Powell to accept the proclamation.*

Heard

000570 United Nations Day (B)

RECOMMENDATION *President Charles W. Floyd and UN Day Chair Ms. Vivian Filer to accept the proclamation.*

Heard

000571

Veterans Day

RECOMMENDATION *Marine Corps League members Bob Gasche, Ken Beasock and Alan Gray to accept the proclamation.*

Heard

000572

CROP Walk Day (B)

RECOMMENDATION *CROP Walk Coordinator Rev. Lynwood Walters to accept the proclamation.*

Heard

000573

Key Club Day (B)

RECOMMENDATION *Kiwanis Club member Gene Pope; PK Yonge Faculty Sponsor Herb Schwartz & Past President Rachel Hutson; Oak Hall Faculty Sponsor Peter Truesdell, President Melody Pugh and Member Derick Henderson; GHS Faculty Sponsor Bana Bradfield and Member Jessica Combs to accept the proclamation.*

Heard

000582

Harry T. Moore Day (B)

RECOMMENDATION *UF Dean Terry Hynes; The Documentary Institute of the College of Journalism & Communications Co-Producers Dr. Churchill Roberts and Dr. Sandra Dickson to accept the proclamation.*

Heard**PUBLIC HEARINGS****ORDINANCES, 1ST READING- ROLL CALL REQUIRED**

000137

URBAN SERVICES REPORT - IRONWOOD AREA (B)**Ordinance No. 0-00-82**

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally bounded on the north by N.E. 53rd Avenue, on the west by the Gainesville city

limits, on the east by Waldo Road and the Gainesville city limits and on the south by the Gainesville city limits; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Office of Management and Budget Interim Director Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

000495 URBAN SERVICES REPORT - RUSTLEWOOD AREA (B)

Ordinance No. 0-00-120

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area generally bounded on the north by the Gainesville city limits, on the west by the extension of N.W. 51st Street, on the east by the Gainesville city limits and on the south by the Gainesville city limits; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, as amended, Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

City of Gainesville Office of Management and Budget Interim Director Heidi Lannon gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

**000234 COMPREHENSIVE PLAN - GAINESVILLE NORTH COMMUNITY
ACTIVITY CENTER (B)**

Ordinance No. 0-00-116; Petition No. 120CPA-00PB

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville 1991-2001 Comprehensive Plan; amending policy 2.3.10(m) of the Future Land Use Element relating to the Gainesville North Community Activity Center, extending the period of time by which the zoning ordinance must be adopted to August 22, 2001; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Community Development Director Tom Saunders and Planning Manager Ralph Hilliard gave presentations.

Chair Paula M. DeLaney recognized Attorney for the Petitioner Ron Carpenter who spoke to the matter.

Chair Paula M. DeLaney recognized Citizens Bill Edwards, Ilene Kanely, Jackie Casanova, Kathryn Smallwood, Michael Rose, Tom Hoctor, Alex Sleeker, Leonard Eisenberg, Turkey Creek Forest Association President Florence Clemmons, Suwannee - St. John's Sierra Club President Dick Williams, Carolyn Walker, Anita Heard, December McSherry and Glen Smerage who spoke to the matter.

NOTE: Commissioner Pegeen Hanrahan entered the meeting room @ 7:37 PM.

RECOMMENDATION *The City Commission (1) approve Petition 120CPA-00PB and (2) adopt either the proposed ordinance as submitted on October 9, 2000, or the proposed ordinance as revised.*

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

Votes: Aye: Warren Nielsen and Paula M. DeLaney
Nay: Chuck Chestnut, Pegeen Hanrahan and John R. Barrow

RECESS - 9:12 PM

RECONVENE - 9:28

000575 TAX EXEMPTION FOR HISTORIC PROPERTIES - 731 NE 4th AVENUE (B)

Ordinance No. 0-00-121

An ordinance of the City of Gainesville, Florida, finding that property at 731 NE 4th Avenue, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000576 TAX EXEMPTION FOR HISTORIC PROPERTIES - 1021 NE 3rd STREET (B)

Ordinance No. 0-00-122

An ordinance of the City of Gainesville, Florida, finding that property at 1021 NE 3rd Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

ORDINANCES 2ND READING- ROLL CALL REQUIRED

000230 SPECIAL AREA PLAN FOR TRADITIONAL CITY (B)

Ordinance No. 0-00-114; Petition No. 119TCH-00PB

An ordinance of the City of Gainesville, Florida; related to the Traditional City Special Area Plan and overlay district; amending the Special Area Plan for Traditional City; providing minimum lot widths; regulating drive-throughs;

applying build-to line standard along side streets of buildings; regulating the placement of stormwater basins; requiring screening walls along parking lots; prohibiting certain types of fencing; requiring bicycle parking spaces; clarifying grandfathering of surface parking lots; disallowing convenience stores with gasoline pumps; requiring windows on the sides of buildings; revising standards for parking structures; providing that there is no maximum building coverage; revising the building orientation standard; amending section 30-332 to require bicycle parking; amending section 30-341 to allow the AASHTO standard to apply to vision triangles; removing College Park and University Heights from the Traditional City Special Area Plan; adopting a revised map of the Traditional City Special Area; adopting a map of "A" Streets as defined and regulated in the Special Area Plan; 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 Barrow, seconded by Commissioner Hanrahan, that this matter be Continued (2nd Reading) for November 13, 2000. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

991383

PLANNED DEVELOPMENT - HANCOCK SQUARE (B)

Ordinance No. 0-00-111; Petition No. 61PDA-00PB

An Ordinance of the City of Gainesville, Florida; amending and expanding the Planned Development commonly known as "Hancock Square Planned Development", located in the vicinity of 4000-4201 Northwest 22nd Drive; rezoning certain additional property from the zoning category of "MU-1: 10-30 units/acre mixed use low intensity" to "Planned Development District"; amending or repealing obsolete portions of City of Gainesville Ordinance Nos. 3022, 3190 and 3751 by adopting revised development plan maps and a revised planned development report; amending and adopting additional conditions and restrictions; providing for penalties; 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 Barrow, seconded by Commissioner Chestnut, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

991309

ABATEMENT OF PUBLIC NUISANCE BY ONE OR MORE ANIMALS (B)

Ordinance No. 0-00-117

An ordinance of the City of Gainesville, Florida, relating to keeping of animals; amending section 5-2 of the Code of Ordinances to permit the City to file suit to abate a public nuisance caused by one or more animals kept in a dwelling unit and amending the list of animal behaviors that can constitute a public nuisance; 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 Hanrahan, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

990733**UNIVERSITY HEIGHTS SPECIAL AREA PLAN (B)****Ordinance No. 0-00-88; Petition No. 152TCH-99PB**

An ordinance of the City of Gainesville, Florida, imposing the Special Area Plan overlay zoning district for "University Heights" on certain property located south of NW 3rd Avenue, west of NW and SW 6th Street, north of SW Depot Avenue and east of NW and SW 13th Street; adopting a Special Area Plan for this property; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Community Development Director Tom Saunders gave a presentation.

Chair Paula M. DeLaney recognized College Park/University Heights Chair Robert Pearce, Citizen Glen Smerage and College Park/University Heights Member Arnall Downs who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance, as amended.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

990734**COLLEGE PARK SPECIAL AREA PLAN (B)****Ordinance No. 0-00-87; Petition No. 153TCH-99PB**

An ordinance of the City of Gainesville, Florida, replacing Section 3 of Appendix A of the Land Development Code (the Special Area Plan for College Park); providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Community Development Director Tom Saunders who gave a presentation.

Chair Paula M. DeLaney recognized College Park/University Heights Member Arnall Downs who spoke to the matter.

AMENDMENTS: Include the changes as stated by Ms. Arnall Downs:

- 1) Page 9, line 24 change "it is" to "they are";*
- 2) page 9, line 48 & 52 change "trash dumpster" to "trash enclosures";*
- 3) page 10, change "fence" (two times) to "decorative wall".*

RECOMMENDATION *The City Commission adopt the proposed ordinance, as amended.*

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

RESOLUTIONS- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

000568 (Quasi-Judicial) Petition 125PDV-00 PB, Ricardo Cavallino, a Planned Development with PD Layout Plan, Preliminary and Final Review and Subdivision Review for a proposed Traditional Development consisting of a mixture of residential/non-residential development. Located at 528 Northwest 39th Road. (B)

City of Gainesville Chief of Current Planning Lawrence Calderon and Public Works Transportation Director Brian Kanely gave presentations.

Chair Paula M. DeLaney recognized Petitioner Ricardo Cavallino spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 125PDV-00 PB, with staff conditions and a request that the Traffic Engineering Department review the timing of the signal light at Northwest 39th Road and Newberry Road. Plan Board vote 5-0*

Staff to Plan Board - Approve, with staff conditions

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

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000231 (Quasi-Judicial) Petition 111SVA-00 PB, Brown and Cullen, Inc., agent for University of Florida Foundation Inc. and State of Florida IITF. Pursuant to Section 30-192(b), City of Gainesville Land Development Code, to vacate, abandon and close that portion of the right-of-way of Northwest 20th Street lying between West University Avenue and Northwest 1st Avenue. (B)

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 111SVA-00 PB, with staff conditions. Plan Board vote 4-1.*

Staff to Plan Board - Approve, with staff conditions.

A motion was made by Commissioner Nielsen, seconded by Commissioner Hanrahan, that this matter be Continued (Petition) for November 13, 2000. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

DEVELOPMENT REVIEW BOARD PETITIONS

000251 Legislative Matter Number 000251. Petition 90SUB-00DB. Brown & Cullen, Inc., agent for James D. Henderson, II. Vacation of southern 3.0 acres more or less of Lincoln Terrace Plat, including right-of-way, Northwest 12th Court and Northwest 7th Place (formerly Northwest 8th Terrace). Zoned: RMF-8 (8-30 units/acre multiple-family medium density district). Located at the northwest corner of Northwest 7th Avenue and Northwest 12th Street. (B)

RECOMMENDATION *Development Review Board to City Commission September 14, 2000 - The City Commission approve Petition 90SUB-00DB, with the original staff conditions and with a recommendation that a traffic study be done and that the City Commission consider the intensity of the development.*

Development Review Board to City Commission July 13, 2000 - The City Commission approve Petition 90SUB-00DB, with the condition that the petitioner be responsible for providing the Current Planning Division with four sets of recorded copies of the adopted resolutions, land descriptions and sketches for vacating a portion of the Lincoln Terrace Plat.

Staff to Development Review Board - Approve, with the

condition that the petitioner be responsible for providing the Current Planning Division with four sets of recorded copies of the adopted resolutions, land descriptions and sketches for vacating a portion of the Lincoln Terrace Plat.

NOTE: Petitioner is requesting an additional one month extension.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Continued (Petition) for November 27, 2000. The motion carried by the following vote:

Votes: Aye: Chuck Chestnut, Warren Nielsen, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

CITIZEN COMMENT

MARIA HUFF EDWARDS

See Item #000586 below.

000586 Community Garden and Park - Grove Street Neighborhood (B)

Chair Paula M. DeLaney recognized Neighborhood Nutrition Network (NNN) Program Director Ellen Huntley and Citizen Aaron Suco who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from Maria Huff Edwards regarding establishing a community garden and park for the Grove Street Neighborhood.*

Referred to City Manager

COMMISSION COMMENT

COMMISSIONER PEGEEN HANRAHAN

Sprout Task Force Appointments

ADJOURNMENT - 10:59 PM

Kurt M. Lannon, Clerk of the Commission