

City of Gainesville

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



Meeting Minutes

Monday, November 24, 1997

3:00 PM

City Hall Auditorium

City Commission

*Commissioner Sande Calkins (District 2)
Mayor-Commissioner Bruce Delaney (At-Large)
Commissioner Paula M. DeLaney (At-Large)
Mayor-Commissioner Pro Tem Pegeen Hanrahan (District 3)
Commissioner Edward L. Jennings, Sr. (District 1)*

Invocation

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

Minister Bob Carey, Church of Christ - 39th Avenue

Consent Agenda

With the following modifications: 1) File No. 970637 - Back-up material submitted; 2) File No. 970638 - Withdraw; and 3) File No. 970625 - Remove from Consent Agenda and place on Regular Agenda.

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

970622 **Gainesville Airbase Landfill and Burn Site Compliance with Florida Department of Environmental Protection Consent Orders**

RECOMMENDATION *The City Commission authorize the City Manager, or his designee, to execute Addendum No. 8 to the Agreement for Professional Services between the City of Gainesville and QST Environmental Inc. [formerly Environmental Science & Engineering, Inc.], in the amount of \$10,434.00 (new not-to-exceed amount of \$373,686.00), in order to implement Phase VIII of the activities associated with the Gainesville Airbase Landfill and Burn Site Consent Orders, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970623 **Grant Application for Stormwater Management Projects Cooperative Cost-Share Program sponsored by the St. Johns River Water Management District (SJRWMD) for FY 1997-1998.**

RECOMMENDATION *The City Commission; 1) authorize the submission of the grant application to the SJRWMD; 2) authorize the City Manager or his designee to execute the application on behalf of the City, 3) approve the use of up to \$17,900 stormwater utility funds to satisfy the grant match requirements and if awarded; 4) authorize the City Manager to execute the grant agreement and any other related documents pending approval*

by the City Attorney as to form and legality; 5) instruct staff to include any budget transactions in the next amendatory budget resolution; and, 6) approve amending the adopted Capital Improvement Plan to include this project.

This Matter was Approved as Recommended on the Consent Agenda.

970624 Procurement of Police Motorcycles

RECOMMENDATION *The City Commission: (1) authorize use of the proceeds from the sale of the older motorcycles for the purchase of their replacements; (2) award the procurement of six (6) new Harley-Davidson Police Motorcycles to Gainesville Harley-Davidson, Inc., at \$11,015 each, for a total of \$66,090; and (3) direct staff to include the transactions in the initial Amendatory Budget Resolution for FY 1998.*

This Matter was Approved as Recommended on the Consent Agenda.

970626 Reallocation of HOME Program Income

RECOMMENDATION *The City Commission: 1) approve the rollover of \$93,417 in HOME program income from FY 1997 to FY 1998; and 2) approve the reallocation of said program income to provide second mortgage financing for low- and very low-income homebuyers in the Cedar Grove II affordable housing development.*

This Matter was Approved as Recommended on the Consent Agenda.

970630 Roadway Pavement Management Program

RECOMMENDATION *The City Commission: 1) accept the Pavement Maintenance Program 1997 Activity Report, and 2) approve all 95 segments for resurfacing in FY 1998 as recommended in the report.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

970638 Professional Services Agreement with John D. Hambrick

RECOMMENDATION *The City Commission authorize the General Manager or his designee to execute a professional services agreement with*

John D. Hambrick in amounts not to exceed the budgeted amount for these services, subject to the approval of the City Attorney as to form and legality.

This matter was Withdrawn

970639 Partial Release of Public Utilities Easement at Newberry Crossing Shopping Center

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utilities easement; and 2) authorize the Mayor-Commissioner 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.

970640 Partial Release of Public Utilities Easement Reserved in Ordinance No. 960692 for Wal-Greens at 1100 E. University Ave.

RECOMMENDATION *The City Commission: 1) approve the partial release of a public utilities easement located in the vacated and abandoned portion of the southerly 127.5 feet of N.E. 12th Street; and 2) authorize the Mayor-Commissioner 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.

970641 Construction of a New Communication Tower and Tower and Ground Space Lease Agreements - Sugarfoot Substation Tower and Site

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to execute a Tower and Ground Space Lease Agreement with Nextel Communications, Inc. (Nextel) for the construction and use of a new communication tower at the GRU Sugarfoot Substation, subject to the approval of the City Attorney as to form and legality; and 2) authorize the General Manager or his designee to negotiate and execute subsequent Tower and Ground Space Lease Agreements with various communication service providers for the placement of communications equipment on the tower and site, 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

970637 Final Administrative Order in the Matter of Tom Dorn

Final Administrative Order In the Quasi-Judicial Matter of Tom Dorn, owner and Charles Sapp and Ken Whitney, agents (located at 2131 SE 15th Street, Gainesville, Florida); Legislative Item No. 970450, Petition No. 182LUC-97PB, to amend the Future Land Use Element from AGR to SF; and Legislative Item No. 970451, Petition No. 183ZON-97PB, to rezone the property from AGR to RSF-3.

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

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

Disability Review Committee, Consent

970545 Application for Disability Retirement

RECOMMENDATION *The City Commission approve the submitted application for disability retirement for the below listed employee:*

- 1. Gregory L. Williams, Water/Wastewater Service Operator IV, GRU Wastewater Collection*

This Matter was Approved as Recommended on the Consent Agenda.

Clerk of the Commission, Consent Agenda Items

970610 Gainesville/Alachua County Cultural Affairs Board

RECOMMENDATION *The City Commission accept the resignation of member Rebecca A. Micha from the Gainesville/Alachua County Cultural Affairs Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

970643 City Commission Minutes of November 10, 1997

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 modification: 1) File No. 970646 - New Item Submitted - Noise Ordinance Change

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

970647 Ordinance No. 0-98-33

An ordinance of the City of Gainesville, Florida, amending section 2-248 relating to appointment of student adjunct members to city boards and committees; providing that recommendations for appointments will be taken from the University of Florida student government, the University of Florida College Council and the Santa Fe Community College student government; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Student Brett Taylor expressed appreciation to the City Commission for listening to his comments regarding the criteria for student adjunct appointments to advisory boards/committees positions.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Assigned to the Personnel and Organizational Structure Committee, due back on May 24, 1998. The motion carried unanimously.

City Commission Comment (If time available)

Charter Officer Updates

Clerk of the Commission

City Manager

970354 East Gainesville Development Task Force Staff Report

City Manager Wayne Bowers gave a brief presentation.

Chairman B. Delaney recognized Task Force Member Fred Peterkin who responded to questions from the City Attorney and Commissioner Jennings regarding the membership of Edward Jennings, Jr. on the task force.

The City Attorney determined that Commissioner Jennings was not prohibited from voting on the issue.

Chairman B. Delaney recognized Chamber of Commerce Representative Albert White who spoke to the matter.

MOTION: Approve Option One (1) of the report, structured closely to the Alachua County contract and return the final contract to the City Commission for approval.

RECOMMENDATION *Review the staff report and determine an appropriate response to the East Gainesville Development Task Force request for funding.*

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

970644 Sale of Property at Airport Industrial Park

Economic Development Director Conchi Ossa gave a presentation.

Chairman B. Delaney recognized Council for Economic Outreach (CEO) President Bob Rohrlack who spoke to the matter.

City Manager Wayne Bowers and City Attorney Marion J. Radson discussed the

contract.

AMENDMENT: Contract revisions

RECOMMENDATION *The City Commission: 1) authorize the City Manager to execute the contract for sale of Airport Industrial Park property to Nordstrom, Incorporated, subject to the approval of the City Attorney as to form and legality and the concurrence of the Gainesville-Alachua County Regional Airport Authority, and, 2) appropriate \$190,000 from the Economic Development Fund to cover costs associated with the project.*

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

970629 Cox Communications, Inc. Franchise Fees on Cable Television Service - "Fees on Fees" - The Baltimore Case

Administrative Services Director Glenda Currie gave a presentation.

Chairman B. Delaney recognized Cox Communication Vice President and General Manager Gary Cassard who spoke to the matter.

RECOMMENDATION *The City Commission authorize the City Manager to advise Cox Cable that all unpaid fees are now due and payable, along with the interest accrued thereon.*

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

970631 Revisions to Mobile Food Cart Ordinance

Code Enforcement Manager Lisa Bruns gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a brief presentation from staff; and 2) direct the City Attorney to draft an ordinance for the proposed text change.*

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

970633 Downtown Parking Study

Public Works Director Teresa Scott gave a presentation.

RECOMMENDATION *The City Commission: 1) authorize staff to prepare and issue a request for proposals (RFP) for a downtown parking study including analysis of the needs of Alachua County's Court and Government agencies; and 2) allocate repayment on the parking garage loan to pay for the study.*

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

General Manager for Utilities

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Audit & Finance Committee

Legislative Committee

Regional Utilities Committee

Advisory Brds/Comm (Appointments/Waivers/Reports)

970620 Fire Safety Board of Adjustment

Fire Safety Board of Adjustment Chairman Carl Osberg gave a presentation.

MOTION: Refer the issue of fire building codes and the state review process to the Legislative Committee.

NOTE: Contact Fire Safety Board of Adjustment Member Robbie Robertson of the Legislative Committee meeting when the item will be discussed.

RECOMMENDATION *The City Commission hear a presentation from the Fire Safety Board of Adjustment and take appropriate action.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Assigned to the Legislative Committee, due back on May 24, 1998. The motion carried unanimously.

970634 Acrosstown Repertory Theatre Loan

MOTION: Pay the loan of \$2,657.66 from the City Commission Contingency Fund.

Chairman B. Delaney recognized Acrosstown Repertory Theatre Board of Directors Chairman Doris Bardon and Members Carol Valasquez and Sidney Homen and Gainesville/Alachua County Cultural Affairs Board Chair Mitsy Cowart who spoke to the matter.

RECOMMENDATION *The City Commission: 1) consider the recommendation of the Gainesville/Alachua County Cultural Affairs Board regarding the loan to the Acrosstown Repertory Theatre, Inc., and 2) make a determination regarding the disposition of the loan.*

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried unanimously.

Outside Agencies

970614 Central City District Nighttime On-Street Parking

Community Redevelopment Director Corey O'Gorman gave a brief presentation.

MOTION: Approve the following: 1) pursue Urban Development Action Grant (UDAG) funding as first preference of funding; 2) give funding priority ahead of county parking study; and 3) fund out of City Commission Contingency Fund if the details cannot be worked out.

RECOMMENDATION *The City Commission discuss a funding source and take appropriate action.*

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved, as shown above. The motion carried unanimously.

Members of the City Commission

Commission Comments

970648 Design Standards Review by the City Plan Board

Chairman B. Delaney suggested the City Plan Board dedicate one meeting to discuss the Design Standards.

RECOMMENDATION *The City Commission authorize the Mayor/Commissioner to write a letter to the City Plan Board requesting a review of the Design Standards be scheduled for one meeting and return to City Commission by January with recommendations.*

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

Adjourn Until 6:00 PM**Pledge of Allegiance****Junior Girl Scout Troop #299****Proclamations****970642 Claronnelle Smith Griffin Day - November 24, 1997**

RECOMMENDATION *Former Pleasant Street Historical Society President and Honored Gainesville Citizen Claronnelle Smith Griffin to accept the proclamation.*

This matter was Placed on File

970625 Spring Semester Bus Service Promotion for University of Florida Students

Regional Transit System Director Perry Maull gave a presentation.

RECOMMENDATION *The City Commission approve the free ride week January 5-9, 1998 for University of Florida students with valid identification.*

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

Public Hearings

Ordinances - 1st Readings- ROLL CALL REQUIRED**960008 Ordinance No. 0-98-07**

An ordinance of the City of Gainesville, Florida, amending chapter 15 of the Code of Ordinances relating to noise; adding a definition of "continuous airborne sound"; prohibiting continuous airborne sound of certain levels; extending the effective period of a warning to 90 days, with exceptions; correcting hours for special permits for events on public property; clarifying conditions for violation after warning of animal noise provisions; deleting provision that owner is not responsible for plainly audible noise if property is posted; providing exemptions for sporting events, fireworks and parades; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

AMENDMENT: Page 15, strike the words underlined on subsection d, lines 3, 4, 6 and 7.

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

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

970646 City Noise Ordinance Change

AMENDMENT: Omit first three lines of explanation and adding to the last line, extend to 1:00am

RECOMMENDATION *The City Commission authorize the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance allowing special noise permits for entertainment events on New Year's Eve to extend to the same hours as events held on Fridays and Saturdays.*

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Approved as Recommended, as Amended or Revised. The motion carried unanimously.

970226 Ordinance No. 0-97-94, Petition No. 129PDA-97PB

An Ordinance of the City of Gainesville, Florida; amending Ordinance No. 3677, which adopted the planned development commonly known as "Pecan Park Office Center" located in the vicinity of 802-810 NW 16th Avenue; adopting

revised development plan maps and a revised development plan report; providing for concurrency requirements; 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 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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

970368 Ordinance No. 0-98-01

An ordinance of the City of Gainesville, Florida, amending the Appendix A of the Land Development Code by amending the Special Area Plan for the Triangle Area to allow ingress from and egress to N.W. 8th Avenue under certain conditions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

970512 Ordinance No. 0-98-08

An ordinance of the City of Gainesville, Florida, amending section 2-339, adding certain ordinances to the list of ordinances that are enforceable by civil citation; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

970543 Ordinance No. 0-98-10

An ordinance of the City of Gainesville, Florida, finding that property at 527

NW 8th 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, 1998, 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 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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

970544 Ordinance No. 0-98-09

An ordinance of the City of Gainesville, Florida, finding that property at 521 NW 4th 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, 1998, 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 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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

970569 Ordinance No. 0-98-11

An ordinance of the City of Gainesville, Florida, adopting chapter 1 of the 1997 edition of the Standard Building Code, as published by the Southern Building Code Congress International, Inc. (SBCCI), as the standard administrative code for use with the standard building, plumbing, gas and mechanical codes of the City; amending certain sections of the standard administrative code; adopting the 1997 edition and selected appendices of the Standard Building Code as published by SBCCI; amending certain sections of the Standard Building Code; adopting the 1997 edition and selected appendices of the Standard Gas Code as published by SBCCI; amending certain sections of the standard gas code; adopting the 1997 edition and selected appendices of the Standard Mechanical Code as published by SBCCI; amending certain sections of the Standard Mechanical Code; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

970593 Ordinance No. 0-98-12

An Ordinance amending chapter 27, section 27-15.(a), and by amending Appendix A subsection Utilities (6)b.2. of the Gainesville Code of Ordinances by revising the definition and rates for general utility service charges; providing for a repealing clause; providing for a severability clause; and providing an effective date in accordance with the schedule provided herein.

Utility Field Services Manager Thor Wishart gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

970594 Ordinance No. 0-98-13

An ordinance amending Chapter 27, sections 27-21, 27-24 through 27-26, 27-30.1, and 27-34 through 27-37, and by amending Appendix A section Utilities (1), subsections m.1. through m.3., subsections n.1 through n.3., subsection o., and section utilities (6), subsection b.5. of the Gainesville Code of Ordinances by revising definitions; revising terms and conditions for electric underground service; revising rates and charges temporary service and for public and rental light service; providing for a repealing clause; providing for a severability clause; and, providing an effective date in accordance with the schedule provided herein.

Dave Beaulieu, Assistant General Manager for Utilities for Electric System Operations gave a presentation.

RECOMMENDATION *The City Commission continue the second reading of this ordinance until January 12, 1998.*

Continuation of this ordinance is being requested by Gainesville Regional Utilities in order to allow staff more time to work with the local Builders Association on the issues addressed in this 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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

Ordinances - 2nd Readings- ROLL CALL REQUIRED

970400 Ordinance 0-97-81

An ordinance of the City of Gainesville, Florida, finding that property at 516 NW 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, 1998, 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 adopt the proposed ordinance.*

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

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

970538 Ordinance No. 0-98-02

An Ordinance of the City of the Gainesville, Florida amending Section 2-337 of the Code of Ordinance relating to civil citations; providing that a repeat violator may be immediately issued a civil citation; providing directions to the codifier; providing a severability clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

970591 Ordinance No. 0-98-03

An ordinance of the City of Gainesville, Florida, amending Division 8 of the Gainesville Code of Ordinances, the Gainesville Consolidated Police Officers'

and Firefighters' Retirement Plan; amending section 2-596 of the Code relating to the definitions; amending section 2-599(a)(1) of the Code relating to member contributions; amending section 2-600 of the Code relating to benefits; amending section 2-601 of the Code relating to optional forms 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 DeLaney, seconded by Commissioner Calkins, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

970592 Ordinance No. 0-98-04

An ordinance of the City of Gainesville, Florida, amending Division 5 of the Gainesville Code of Ordinances, the Employees Pension Plan; amending section 2-521 of the Code relating to the definitions; amending section 2-524(b)(1) of the Code relating to member contributions; amending section 2-526 of the Code relating to benefits; 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 DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Resolutions- ROLL CALL REQUIRED

970635 A Resolution of the City Commission for the Temporary Closing of State Road 26 for the 1997 Festival of Lights Historic Holidays event on December 6, 1997.

RECOMMENDATION *The City Commission adopt the proposed resolution, which requests the temporary closing of a left turn lane on a state road for the 1997 Historic Holidays Festival of Lights, providing an immediate effective date.*

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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

970636 **A Resolution of the City Commission for the Temporary Closing of Two State Roads for the 1998 Martin Luther King, Jr. Commemorative March on Monday, January 19, 1998.**

RECOMMENDATION *The City Commission adopt the proposed resolution, which requests the temporary closing of two state roads for the 1998 Martin Luther King, Jr. Commemorative March, providing an immediate effective date.*

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, Paula M. DeLaney, Edward L. Jennings, Sr., Pegeen Hanrahan and Bruce L. Delaney

Plan Board Petitions

Development Review Board Petitions

Unfinished Business

Commission Comment

Legislative Delegation Hearing - C/P. DeLaney (NB)

Commissioner P. DeLaney discussed with the Commission the local legislative delegation hearing scheduled for December 8, 1997.

The Commission agreed to ask the City Manager and staff to outline the issues for presentation at the hearing.

Chairman B. Delaney asked and Commissioner P. DeLaney agreed to make the City's presentation to the local legislative delegation.

Commissioner Hanrahan suggested the Gainesville members of the local legislative delegation be invited to a regular meeting and supper in January.

Thomas Center Renovation - C/Calkins (NB)

Commissioner Calkins asked for an update on the renovation of the Thomas Center.

City Manager Bowers stated that the completion and the move would be from December 8-12, 1997.

City Mayor-Commissioner/County Chairman Meeting (NB)

Chairman B. Delaney stated he would distribute a memorandum on his meetings with Alachua County Board of County Commissioners Chairman Summers.

Commissioner Available Meeting Dates - C/Jennings (NB)

Commissioner Jennings informed the Commission that he would not be available for meetings on Tuesdays after January 12, 1998.

Public Safety Noise - C/Hanrahan (NB)

Commissioner Hanrahan asked for an explanation of why the sirens and horns are used at the same time on public safety vehicles.

Gainesville Fire/Rescue Chief Richard Williams and Police Chief Donald Shinnamon informed the Commission of the regulations.

970649 City Commission Referral Item #970649 - Bicycle Memorial Area Landscaping

RECOMMENDATION *The City Commission: 1) refer the issue of Depot Trail Lighting to the appropriate committee; and 2) remove this item from the Regional Utilities Committee referral list.*

GENERAL MANAGER'S RECOMMENDATION: The City Commission refer the issue of Depot Trail Lighting to the appropriate committee(s).

A motion was made by Commissioner Calkins, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Regional Utilities Committee, due back on May 24, 1998. The motion carried unanimously.

Union Street Station Project - C/Hanrahan (NB)

Commissioner Hanrahan discussed the denial of the special use permit of the Union Street Station project.

The City Attorney discussed the options and said the Community Development Director would be discussing options with the developer.

970650 Undergrounding Utility Districts

RECOMMENDATION *The Regional Utilities Committee receive a report from staff.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Assigned to the Regional Utilities Committee, due back on May 24, 1998. The motion carried unanimously.

East Gainesville - C/Jennings (NB)

Commissioner Jennings made comments on the improvements in east Gainesville.

Citizen Comment

John Barrow - City Plan Board Member (NB)

City Plan Board Member John Barrow made comments on the Commission's discussion relating to the Union Street Station project.

Adjournment -7:55pm

Kurt M. Lannon, Clerk of the Commission