

City of Gainesville

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



Meeting Minutes

Monday, January 22, 2001

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 - 1:07 PM**INVOCATION****Reverend Tim Hinz, First Lutheran Church of Gainesville****ROLL CALL**

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

CONSENT AGENDA

Commissioner Warren Nielsen moved and Commissioner Chuck Chestnut seconded to approve the Consent Agenda.

(VOTE: 4-0) (Mayor-Commissioner Pro Tem John R. Barrow - Absent)

CITY MANAGER, CONSENT AGENDA ITEMS**000859 Pole Barn & Concrete Wash Facility Contract Award (NB)**

RECOMMENDATION *The City Commission: 1) waive the general government purchasing procedures; and 2) authorize the City Manager or his designee to execute a contract with the lowest responsive bidder for the pole barn and concrete wash facility received on January 24, 2001, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000860 Gainesville Airbase Landfill and Burn Site Compliance Phase XI (B)

RECOMMENDATION *The City Commission authorize the City Manager, or his designee, to execute Addendum No. 11 to the Agreement for Professional Services between the City of Gainesville and Harding ESE, Inc. (formerly Environmental Science and Engineering, Inc.) in the amount of \$15,853.00 (new not-to-exceed amount of \$427,052.00), in order to implement Phase XI 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.

000861 Specific Stop-Loss Insurance for Employee Health and Accident Benefits (B)

RECOMMENDATION *The City Commission: 1) approve the selection of Lincoln Re as the carrier for Specific Stop-Loss coverage; and 2) authorize the City Manager or his designee to negotiate with and enter into an agreement for two additional years starting from the date of execution, subject to the approval of the City Attorney as to form and legality.*

Approved as Recommended

000862 Technology Enterprise Center Construction Contract Amendment (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute a contract amendment with R. O. Camp Construction, Inc. to complete the second floor of the Technology Enterprise Center for the amount of \$239,172, which includes Phase Three of the project plus the alternate cost of interior finishes for the second floor, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS**000865 Mary Elizabeth Jones v. Evergreen Cemetery Association of Gainesville, Inc. and City of Gainesville, Florida, Parks Division; Alachua County Case No.: 2000-SC-005838 (B)**

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Mary Elizabeth Jones v. Evergreen Cemetery Association of Gainesville, Inc. and City of Gainesville, Florida, Parks Division; Alachua County Case No.: 2000-SC-005838.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS**PUBLIC WORKS COMMITTEE, CONSENT****000659 NW 17th Street Streetscape Project (B)**

RECOMMENDATION *The City Commission authorize that 1) NW 1st Avenue and*

NW 2nd Avenue from NW 16th Street to North 18th Street stay in their current 2 way configuration; 2) the NW 17th Street project be designed with bulbouts on the north side at NW 1st Avenue and NW 2nd Avenue; and 3) remove from referral list.

This Matter was Approved as Recommended on the Consent Agenda.

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

REGIONAL UTILITIES COMMITTEE, CONSENT

990584 Referral #990584 to the Regional Utilities Committee (NB)

RECOMMENDATION *The City Commission remove this item from the referral list.*

This Matter was Approved as Recommended on the Consent Agenda.

000788 Northeast (NE) Park Stormwater Task Force (NB)

RECOMMENDATION *The City Commission: 1) approve the make up of the Northeast Park Joint Stormwater Task Force; and 2) authorize the City Clerk to solicit applications.*

Approved as Recommended

RECREATION AND CULTURAL AFFAIRS COMMITTEE, CONSENT

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

000836 Appointment - Gainesville Housing Authority (NB)

RECOMMENDATION *The City Commission confirm Mayor Paula M DeLaney's reappointment of C. Fred Millies and appointment of Laura Muchnick to vacancies on the Gainesville Housing Authority to expire August 1, 2004.*

This Matter was Approved as Recommended on the Consent Agenda.

000854 City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of December 11, 2000, December 18, 2000 and January 8, 2001 as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, 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, Pegeen Hanrahan and Paula M. DeLaney
Absent: John R. Barrow

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Chuck Chestnut moved and Commissioner Pegeen Hanrahan seconded to adopt the Regular Agenda with the following modifications:

(VOTE: 4-0)- (Mayor-Commissioner Pro Tem John R. Barrow - Absent)

1. Hear a report from the Blue Ribbon Committee and additional back-up submitted from the Blue Ribbon Committee and the City Attorney's Office - (Under Scheduled Evening Agenda Items)

2. File No. 000796 Rustlewood Annexation Ordinance - Withdraw from Agenda

CLERK OF THE COMMISSION

CITY MANAGER

000863 **Emergency Access Ordinance (NB)**

City of Gainesville Assistant Fire Chief Tony Taylor and Fire Chief Richard Williams gave presentations.

NOTE: Mayor-Commissioner Pro Tem John R. Barrow entered the meeting room at 1:11 PM.

RECOMMENDATION *The City Commission: 1) hear a report from Fire-Rescue Department staff; and 2) direct the City Attorney to draft an ordinance requiring emergency access in designated properties and authorizing the Gainesville Fire Rescue Department Fire Safety Management Division to specify the type of lock box/key safe and/or preemption devices.*

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

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

000864 **Federal Legislative Agenda for 2002 (B)**

City of Gainesville Assistant City Manager Carl Harness, RTS Director Jeff Logan and Public Works Director Teresa Scott gave presentations.

NOTE: Chair Paula M. DeLaney left the meeting room at 2:29 PM and Chair Pro Tem John R. Barrow assumed the gavel.

Chair Paula M. DeLaney re-entered the meeting room at 2:55 PM.

RECOMMENDATION *The City Commission: 1) hear a report from staff; and 2) approve the recommended Federal Agenda.*

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

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

GENERAL MANAGER FOR UTILITIES

000866 **Approval to proceed with preparation of an Ordinance Amending Section 2-67 of the Code of Ordinances to Authorize the Mayor to Declare a Water Emergency and Amending Section 2-339 of the Code of Ordinances to allow enforcement of water restrictions by civil citation (NB)**

Gainesville Regional Utilities Senior Environmental Engineer Kim Zoltek gave a presentation.

RECOMMENDATION *The City Commission authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance amending Section 2-67 of the code of Ordinances by creating Subsection 2-67 (b) Authorizing the Mayor to declare a water emergency and impose water use restrictions and amending Section 2-339, Code of Ordinances, to add violations of water use restriction to the list of codes and ordinances subject to enforcement by civil citation.*

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

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

000867 **An Ordinance amending Chapter 27, Section 27-126.1.(c) and Appendix A, subsection UTILITIES(3) g., (3) i.2., (3) j.2., and (4) h.2. of the Gainesville Code of Ordinances (B)**

Gainesville Regional Utilities Strategic Planner David Richardson gave a presentation.

Chair Pro Tem John R. Barrow recognized Water Management Advisory Committee Chair James Higman spoke to the matter.

NOTE: Chair Paula M. DeLaney left the meeting room at 3:38 PM and Chair Pro Tem John R. Barrow assumed the gavel.

AMENDMENT: Approve the recommendation adding additional review on applying rates year around and the scope of water conservation services and refer the issue of whether GRU should consider adding additional conservation services to the Water Management Advisory Committee and the Regional Utilities Committee. (See Item 000953)

RECOMMENDATION *The City Commission: Authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance amending Chapter 27, Section 27-126.1.(c) of the Gainesville Code of Ordinances by adding language specific to irrigation meters; and amending Appendix A, subsection UTILITIES(3) g., (3) i.2., (3) j.2, (4) h.2. of the Gainesville Code of Ordinances, creating an additional pricing tier for residential water consumption during the months April through October; revising the method of calculating flow-based water and wastewater connection charges; providing for a repealing clause; providing for a severability clause; and, providing an effective date in accordance with the schedule provided herein.*

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

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

000953

Water Conservation

RECOMMENDATION *Refer additional review on applying rates year around and the scope of adding additional conservation services.*

Referred to Regional Utilities Committee

000868

Approval for installation of a residential reclaimed water pilot project in Haile Plantation Unit 34 Phase IV (NB)

Gainesville Regional Utilities Engineer Rick Hutton and Senior Environmental Engineer Kim Zoltek gave presentations.

NOTE: Chair Paula M. DeLaney re-entered the meeting room at 3:48 PM.

RECOMMENDATION *The City Commission approve the issuance of a purchase order to W. G. Johnson & Son, Inc., as a specified source, for the installation of a residential reclaimed water system to serve Haile Plantation Unit 34, Phase IV in an amount not to exceed \$98,984.*

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

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

CITY ATTORNEY

CITY AUDITOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

000869 Water Management Advisory Committee Request to Address the City Commission (B)

Water Management Advisory Committee Chair James Higman and Public Works Director Teresa Scott gave presentations.

MOTION: The City Commission: 1) Thank the Water Management Advisory Committee for their work and remove this item from the referral list; 2) ask the Chair (Mr. Higman) of the committee to work with City staff to develop a workshop that will address these and other related issues; and 3) requests that the expertise of Alachua County staff and the two water management districts be included in the workshop.

RECOMMENDATION *The City Commission receive a presentation by the Water Management Advisory Committee (WMAC) on the WMAC's recommendations for revising the City's Land Development Code and the Conservation, Open Space and Groundwater Recharge.*

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

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

OUTSIDE AGENCIES

000873 Airport Authority (NB)

Gainesville/Alachua County Airport Authority Chair Marilyn Tubb and Marketing Director Charice Henderson-Szwed gave presentations.

RECOMMENDATION *Hear an update from Marilyn Tubb, Chair, Airport Authority.*

Heard

Chair Paula M. DeLaney left the meeting room at 4:52 PM.

CITY MANAGER

City Manager Wayne Bowers gave an update on federal issues.

RECESS

Chair Paula M. DeLaney re-entered the meeting room at 4:57 PM and called for a recess.

RECONVENE

The meeting reconvened at 5:42 PM.

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

CITIZEN COMMENT (5:30pm)

SARA POLL

1. *Electric Rates*
2. *Asphalt Plant*
3. *Commissioner Issues*
4. *Code Enforcement Computer System*
5. *Communications Center*

GEORGE TEDFORD

Santa Fe Community College and Pleasant Street Historic District (see following item)

001071 Santa Fe Community College/Pleasant Street Historic District (B)

City of Gainesville Community Development Director Tom Saunders made comments.

RECOMMENDATION *The City Commission hear a presentation from George Tedford.*

Heard

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Troops 332 and 924

PROCLAMATIONS/SPECIAL RECOGNITIONS

000845 Arbor Day - January 19, 2001 (B)

RECOMMENDATION *Dr. Anita Spring for City Beautification Board, Nina Ring for Four Seasons Garden Club, Caretha Boslick and Debra Fields for National Champion Oak, and Erline Luhrman, Samara Eisner, and Meg Niederhofer for City of Gainesville Parks Division to accept proclamations.*

Heard

000846 Volunteer Blood Donor Month - January 2001 (B)

RECOMMENDATION *Civitan Regional Blood Center Branch Director Carolyn Quintanilla to accept the proclamation.*

Heard

000847 Non-native Invasive Plant Awareness Week - January 23-February 3, 2001 (B)

RECOMMENDATION *Paynes Prairie State Park Biologist Jim Weimer to accept the proclamation.*

Heard

000858 Lincoln High School Alumni Association Grand Reunion Weekend - January 26-28, 2001 (B)

RECOMMENDATION *Lincoln High School Alumni Association President Clarence Mills to accept the proclamation.*

Heard

000874 Recognition of Police Community Committee (NB)

Chief Adkins Warren and Rose Ochee of the US Department of Justice gave presentations.

RECOMMENDATION *Representatives from US Justice Department will make a special presentation to the City and the Police Community Committee.*

Heard

001072 Commissioner Chuck Chestnut (NB)

RECOMMENDATION *Commissioner Chuck Chestnut receive a letter and a certificate from the Florida Institute of Government recognizing him for participating.*

Heard

PUBLIC HEARINGS**ORDINANCES, 1ST READING- ROLL CALL REQUIRED****000014 PLANNED DEVELOPMENT - HILLCREST RESIDENTIAL PLANNED DEVELOPMENT (B)**

Ordinance No. 0-00-126, Petition No. 60PDV-00PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-1: 3.5 units/acre single-family residential district" to "Planned Development District", commonly known as "Hillcrest Residential Planned Development"; located in the vicinity of 5000 block of Northwest 8th Avenue, north side; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, 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, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000514 COMPREHENSIVE PLAN AMENDMENT - RECREATION ELEMENT (B)**Ordinance No. 0-01-02; Petition No. 145CPA-00PB**

An ordinance of the City of Gainesville, Florida, amending the Recreation Element of the City of Gainesville 1991-2001 Comprehensive Plan; adding criteria for land acquisition; adding criteria for prioritizing improvements; adding a policy concerning use of proceeds from the sale of recreation land; adding a policy concerning joint use of recreation facilities with other public providers; adding an objective and related policies concerning funding; making minor modifications throughout; providing directions to the City Manager; stating intent to adopt the amended element as part of the City of Gainesville 2000-2010 Comprehensive Plan; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Chief of Comprehensive Planning Dean Mimms, Planning Manager Ralph Hilliard Recreation Director Cliff Crawford and Assistant City Manager Carl Harness who gave presentations.

Chair Paula M. DeLaney recognized Recreation Advisory Board Member Jack Hughes, Citizen O. R. Maxey and Janie Williams representing Porters Crime Watch.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Barrow, seconded by Commissioner Nielsen, 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

991268 COMPREHENSIVE PLAN AMENDMENT - HOUSING ELEMENT (B)**Ordinance No. 0-01-01; Petition No. 51CPA-00PB**

An ordinance of the City of Gainesville, Florida, amending the Housing Element of the City of Gainesville 1991-2001 Comprehensive Plan; amending provisions to address very low-income and extremely low-income housing; adding a policy concerning a county-wide "fair-share" housing ordinance for the dispersal of affordable housing; providing for a housing survey of rental units in the University of Florida context area; providing a policy concerning low demand or "safe place" shelters; making minor modifications throughout; providing directions to the City Manager; stating intent to adopt the amended element as part of the City of Gainesville 2000-2010 Comprehensive Plan; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard, Planner Jason Simmons and Block Grant Manager Jim Hencin gave presentations.

NOTE: Chair Paula M. DeLaney left the meeting room at 7:33 PM and

Mayor-Commissioner Pro Tem John R. Barrow assumed the gavel.

Chair Paula M. DeLaney re-entered the meeting room at 7:57 PM.

Chair Paula M. DeLaney recognized Citizens Sergio Quintana, Robert Sturm, Janie Williams, Arupa Freeman-Chairini, Edward Clark, Coloman Chivoni, Vivian Filer, Anne Orlando, Louis Diaz, Lt. Bob Bojet and Jessica Bojet, Rob Concannon, Bob Tancig, Sara Poll, County Commissioner Rodney Long, Jim Peterson, Laurie Lamb, Louis Kalivoda, Frederick Wetterqvist and O. R. Maxey who spoke to the matter.

AMENDMENT: Change 2.2.4 to say "some of the criteria" instead of "the criteria", and at the end to say "potential impact on existing or future neighborhoods and businesses".

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 Adopted on First 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

000724 HIGH GRASS AND WEEDS AS MAJOR HOUSING CODE VIOLATION (B)

Ordinance No. 0-00-142

An ordinance of the City of Gainesville, Florida, amending division 10 of Chapter 13 of the Code of Ordinances relating to the Housing and Commercial Codes, Relating to Care of Premises, Maintenance of Vegetation in Yards, providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Code Enforcement Manager Lisa Koehler gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

000890 Blue Ribbon Committee

Second Motion: Commissioner Nielsen moved and Commissioner Chestnut seconded that the City Commission request that the County Commission pass a resolution in support of the City of Gainesville Charter Amendment Bill and submit the resolution to the Legislative Delegation

(VOTE: 5-0).

Note: The City Commission instructed the Clerk of the Commission to provide a copy of the agenda action to Blue Ribbon Committee Chair Long.

RECOMMENDATION *The Blue Ribbon Committee recommends that 1) the City Commission adopt the proposed changes to the bill which removes subsection (1) from Section 5.07; 2) Transmit the newly revised bill to the members of the Alachua County Delegation with a cover letter from the City Attorney explaining the changes; 3) Transmit the newly revised bill to the Alachua County Commission to have it included in their legislative priorities list.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved as Recommended. 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

000619 AMENDMENT TO CENTRAL CORRIDOR SPECIAL OVERLAY DISTRICT TO EXEMPT AUTOMOBILE DEALERS ON N. MAIN STREET BETWEEN 16th AVENUE AND 53rd AVENUE (B)

Ordinance No. 0-00-137; Petition No. 162TCH-00 PB

An ordinance of the City of Gainesville, Florida; amending Exhibit B of Section 5 of Appendix A of the Land Development Code of the City of Gainesville (the Central Corridors Special Area Plan) to exempt automotive dealers located on a portion of N. Main Street from the standards of the Central Corridors 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 Commissioner Hanrahan, 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

000622 REZONING - S.E. 2ND AVENUE (B)

Ordinance No. 0-00-135, Petition No. 165ZON-00PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RMF-7: 8-21 units/acre multiple-family residential district" to "MU-1: 10-30 units/acre mixed use low intensity"; located in the vicinity of 918 Southeast 2nd Avenue; 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 Hanrahan, seconded by Commissioner Nielsen, 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

000796 ANNEXTION - RUSTLEWOOD AREA (B)

Ordinance No. 0-00-131

An Ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area Pursuant to Chapter 90-496, as amended, by Special Acts, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; including within the corporate limits of the City of Gainesville, Florida, that certain compact and contiguous area generally 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; providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan and zoning regulations; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Withdrawn

000666 URBAN SERVICES REPORT - GAINESVILLE SOUTH WEST PROPERTY (B)

Ordinance No. 0-00-136

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 located south of SW 20th Avenue, east of the extension of SW 63rd Blvd., west of I-75 and north of Kanapaha Lake and Prairie; 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.

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

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

000665 URBAN SERVICES REPORT - BLUES CREEK AREA 2 (B)

Ordinance No. 0-00-132

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 comprising approximately 12.79 acres (MOL), generally located north of NW 73rd Street, east of Blues Creek Unit 3-A and NW 50th Street, south of Blues Creek Unit 6B and west of the 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.

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

000797 URBAN SERVICES REPORT - BLUES CREEK AREA 3 (B)

Ordinance No. 0-00-139

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 comprising approximately 129.96 acres (MOL) generally located north of NW 69th Lane and Blues Creek Unit-2, west of NW 52nd Terrace, NW 50th Street and the Blues Creek Subdivisions, south of the City limits, east of Section 9, Township 9S, Range 19E; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Adopted on 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

000798

URBAN SERVICES REPORT - BLUES CREEK AREA 4 (B)

Ordinance No. 0-00-140

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 comprising approximately 21.71 acres (MOL) generally located north of Blues Creek Units 6-D and 3-C, west of the City limits, south of the City limits, east of Blues Creek 3-C; 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.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Chestnut, 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

000871

Petition 62SUB-00CD, Philip Pistorino, agent for Philip R. and Jill D. Goodbread. Final single-lot replat approval of Lot 46, Orman Leigh Estates. Located at 2842 Northwest 22nd Street. Zoned RSF-1. (B)

RECOMMENDATION *Planning Staff to City Commission - The City Commission adopt the following resolution: A resolution approving the final, single-lot replat of "Lot 46, Orman Leigh Estates, a Replat", located at 2842 Northwest 22nd Street, Gainesville, Florida; and providing an immediate effective date.*

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

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

PLAN BOARD PETITIONS

000870 **Petition 167SUB-00DB, Eng, Denman & Assoc., agent for Harvey Pleiman. Design plat approval of East Side Oaks Subdivision, Eighteen (18) lots on 2.69 acres more or less, having a density of 8.9 dwelling units per acre. Located in the vicinity of Northeast 21st Terrace and East University Avenue, north side. Zoned: RMF-5 (12du/ac) (B)**

City of Gainesville Planning Manager Ralph Hilliard, Public Works Director Teresa Scott and Richard Williams gave presentations.

Chair Paula M. DeLaney recognized agent for the petitioner Sergio Reyes who spoke to the matter.

RECOMMENDATION *Development Review Board to City Commission - The City Commission approve Petition 167SUB-00 PB, with staff conditions. Plan Board vote 6-0.*

Staff to Plan Board - The Design Plat is approvable with conditions.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition - Design Plat). 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

000760 **ANNUAL PERFORMANCE, SALARY AND BENEFITS REVIEW - CLERK OF THE COMMISSION (NB)**

MOTION: The Clerk of the Commission receive a 6% pay increase retroactive to anniversary date.

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

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

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

000833 ANNUAL PERFORMANCE, SALARY AND BENEFITS REVIEW - CITY AUDITOR (NB)

MOTION: The City Auditor receive a 5.5% pay increase retroactive to anniversary date.

RECOMMENDATION *As Required by the City Auditor's employment agreement, the City Commission conduct the annual performance, salary and benefits review.*

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

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

UNFINISHED BUSINESS**COMMISSION COMMENT****PAULA DELANEY**

- 1. Presentation from Alachua County concerning March 20, 2001 Election regarding surtax.*
- 2. Alachua County Special Meeting - Design Workshop - Mayor to write letter.*
- 3. Education Campaign Contribution and Sample Ballot.*
- 4. Homework from City Manager for Retreat*

*Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded to waive the rules to extend the meeting for 15 minutes.
(VOTE: 5-0)*

COMMISSIONER CHUCK CHESTNUT

Pay Study/Diversity Study

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

COMMISSIONER WARREN NIELSEN

- 1. See following item Re: SW 13th Street Stakeholders & Advocates*
- 2. See following item Re: Flood Lights on Right of Way*
- 3. Tourist Development Council - Wednesday PM*

001016 SW 13th Street - Stakeholders and Advocates (B)

RECOMMENDATION *The City Commission refer this issue to the Community Development Committee.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Community Development Committee, due back on July 22, 2001. The motion carried by the following vote:

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

001074 Flood Lights on Right of Way (NB)

RECOMMENDATION *Public Works Committee: 1) discuss finalizations; and 2) remove this item its active referral list.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Referred to the Public Works Committee, due back on July 22, 2001. The motion carried by the following vote:

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

COMMISSIONER PEGEEN HANRAHAN

See following item Re: Signage in Public Parks

001075 Signage in Public Parks & Design Element (NB)

RECOMMENDATION *The City Commission refer the issue of signage in public parks and the design elements to the Recreation & Cultural Affairs Committee.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the Recreation and Cultural Affairs Committee, due back on July 22, 2001. The motion carried by the following vote:

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

MAYOR-COMMISSIONER PRO TEM JOHN R. BARROW

- 1. Historic Preservation - Demolitions*
 - a. Commissioner's to meet with Santa Fe*
 - b. Staff (Tom Saunders) to look at Ingress/Egress for Emergency Services*

CITIZEN COMMENT

*Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded to waive the rules in order to take citizen comment.
(VOTE: 5-0)*

ANITA HEARD

- 1. Board and Seal money*
- 2. Late Charges*
- 3. Community Center*

DR. PAUL WHEELER

See following Item Re: Endangered Neighborhoods

001076 Endangered Neighborhoods (B)

NOTE: Commissioner Hanrahan to meet with Dr. Wheeler and Tom Saunders regarding this issue.

RECOMMENDATION *The City Commission hear a presentation from Dr. Paul Wheeler.*

Heard

ADJOURNMENT - 11:32 PM

Kurt M. Lannon, Clerk of the Commission