

City of Gainesville

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



Meeting Minutes

Monday, April 13, 1998

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

Dr. Douglas Kirk, First United Methodist Church

Not Present.

Consent Agenda

With the following modifications: File No. 971004 and File No. 960273 - 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

971058 **Non-Ad Valorem Assessment for Waste Alternatives, Toxic Roundup and the Rural Collection Centers**

RECOMMENDATION *The City Commission direct the City Attorney to draft and the Clerk of the Commission to advertise an ordinance allowing the Alachua County Board of County Commissioners to assess property owners within the City of Gainesville for the costs of Alachua County's hazardous waste program, waste alternatives office, and partial cost of the rural collections centers, which were previously included in the tipping fee of the Southwest Landfill, beginning in Fiscal Year 1998-99 and extending through Fiscal Year 2000-01.*

This Matter was Approved as Recommended on the Consent Agenda.

971059 **Traffic Signal Maintenance and Operation Request Order Number Eleven (Airport Industrial Park Entrance Signal on Intersection of Waldo Road and N.E. 49th Avenue)**

RECOMMENDATION *The City Commission: 1) approve the Traffic Signal Maintenance and Operation Request Order Number Eleven with the Florida Department of Transportation, and 2) authorize the City Manager to sign the Traffic Signal Maintenance and Operation Request Order Number Eleven.*

This Matter was Approved as Recommended on the Consent Agenda.

971060 Ratification of Addendum A, Communications Workers of America Local No. 3170, Drug-Free Workplace Program.

RECOMMENDATION *The City Commission ratify Addendum A, Communications Workers of America Local No. 3170, Drug-Free Workplace Program covering the period April 13, 1998 through September 30, 1998 between the City of Gainesville and Communications Workers of America, Local No. 3170, Addenda to Labor Agreement, a copy of which is on file with the Clerk of the Commission.*

This Matter was Approved as Recommended on the Consent Agenda.

971061 National Highway Traffic Safety Administration Grant Application

RECOMMENDATION *The City Commission authorize the City Manager: 1) to apply to the National Highway Traffic Safety Administration for \$50,000 in grant funds, and if awarded; 2) to authorize staff to include the necessary changes in the next amendatory budget ordinance; 3) to execute the grant agreement, pending approval by the City Attorney as to form and legality and 4) to expend \$8,900 from the Federal LECFTF.*

This Matter was Approved as Recommended on the Consent Agenda.

971062 State LECFTF Funding for Neighborhood Crime Watch Program

RECOMMENDATION *The City Commission approve the appropriation and expenditure of \$3,200 from the State Law Enforcement Contraband Trust Fund for the funding of the Neighborhood Crime Watch program.*

This Matter was Approved as Recommended on the Consent Agenda.

971063 Summer Youth Pass

RECOMMENDATION *The City Commission approve the sale of an RTS summer youth pass for participants in the City's Summer Recreation Program.*

This Matter was Approved as Recommended on the Consent Agenda.

971064 Authorize a one-day \$.25 promotional fare for Try Transit Day on Wednesday, May 13, 1998, as part of the celebration of National Public Transit Week.

RECOMMENDATION *The City Commission authorize the City Manager to approve a \$.25 promotional fare for RTS for Wednesday, May 13, 1997, part of Bike, Hike, and Bus Week celebrations.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

971066 Electric Service Territorial Agreement

RECOMMENDATION *The City Commission authorize the General Manager or his designee to execute an Electric Service Territorial Agreement between the City of Gainesville and the City of Alachua, Florida, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

971067 Florida Reliability Coordinating Council Member Agreement

RECOMMENDATION *The City Commission: 1) approve participation in the Florida Reliability Coordinating Council (FRCC); 2) authorize the General Manager or his designee to execute the FRCC Member Agreement, subject to the approval of the City Attorney as to form and legality; and 3) authorize the General Manager or his designee to pay periodic FRCC membership assessments as they become due.*

This Matter was Approved as Recommended on the Consent Agenda.

971068 Purchase Order to Applied Spectrometry Associates, Inc.

RECOMMENDATION *The City Commission approve the issuance of a purchase order for a ChemScan Process Analyzer System from Applied Spectrometry Associates, Inc., as sole source supplier, in the amount of \$64,400.00.*

This Matter was Approved as Recommended on the Consent Agenda.

971069 Release of Utility Easement for Montclair Cluster Subdivision

RECOMMENDATION *The City Commission: 1) approve the release of a platted public utility easement; and 2) authorize the Mayor-Commissioner and Clerk of the Commission to execute*

*the Release of Easement, substantially in the form on file,
subject to approval by the City Attorney.*

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

971050 Amendments to Demolition Ordinance

RECOMMENDATION *City Commission authorize the City Attorney to draft and the Clerk of Commission to advertise an ordinance amending the City's Demolition Ordinance.*

This Matter was Approved as Recommended on the Consent Agenda.

971082 Hilton Seda v. The City of Gainesville, Florida, a political subdivision of the State of Florida; Case No.: 98-988-CA

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel, if insurance coverage is available, to represent the City in the case styled Hilton Seda v. The City of Gainesville, Florida, a political subdivision of the State of Florida; Case No.: 98-988-CA.*

A summons and complaint were served on the City of Gainesville on March 26, 1998.

Plaintiff states that on or about February 20, 1997, he was arrested for violating an injunction for protection against domestic violence, which had been dismissed on February 18, 1997. Plaintiff alleges he was struck and kicked without cause or provocation by a police officer employed by the City of Gainesville. Plaintiff is seeking damages in excess of \$15,000, and trial by jury.

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

Personnel & Organizational Structure Comm, Consent

990511 Reclassification of Staff Assistant I to Staff Assistant II in the Building

Inspections Department.

RECOMMENDATION *The Personnel & Organizational Structure Committee recommends the City Commission approve the reclassification of the Staff Assistant I position, CWA pay grade 10 (\$19,341-\$25,377) to Staff Assistant II, CWA pay grade 13 (\$21,087-\$31,209).*

This Matter was Approved as Recommended on the Consent Agenda.

Public Safety Committee, Consent**Audit & Finance Committee, Consent****Legislative Committee, Consent****Regional Utilities Committee, Consent****Clerk of the Commission, Consent Agenda Items****971043 Citizens' Advisory Committee for Community Development**

RECOMMENDATION *The City Commission accept the resignation of member Nikkilynn Nickerson-Haith from the Citizens' Advisory Committee for Community Development effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

971044 Public Recreation Board

RECOMMENDATION *The City Commission accept the resignation of member Kelly Bergdoll from the Public Recreation Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

971047 City Commission Minutes of March 16 (2 sets) and 23, 1998

RECOMMENDATION *The City Commission approve the minutes as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

Community Redevelopment Agency, Consent Items

971011 General Fund Loan to College Park/University Heights - \$25,000

RECOMMENDATION *Community Redevelopment Agency to the City Commission: approve the \$25,000 General Fund loan to be converted as a grant, with funds coming from the fund balance from the 1996-1997 fiscal year.*

This Matter was Approved as Recommended on the Consent Agenda.

971012 Routing Variance Requests under the College Park Special Area Plan

RECOMMENDATION *Community Redevelopment Agency to the City Commission: direct the Community Development Department to initiate code changes necessary to clarify that variances to the College Park Special Area Plan to be approved by the Development Review Board rather than the Board of Adjustment.*

This Matter was Approved as Recommended on the Consent Agenda.

971065 Fifth Avenue/Pleasant Street Redevelopment Trust Fund Appropriation

RECOMMENDATION *CRA Manager to the City Commission: Appropriate \$51,463.40 of revenue existing in the Fifth Avenue/Pleasant Street Redevelopment Trust Fund for use in projects as have been and will be approved by the CRA.*

This Matter was Approved as Recommended on the Consent Agenda.

End of Consent Agenda

Adoption of the Agenda

The Agenda was adopted with the following modification: File No. 971079 - New back-up material submitted.

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

971101 Streetlighting in Turkey Creek Forest - Martin Jennings

RECOMMENDATION *The City Commission refer the issue to the Public Works*

Committee.

A motion was made by Commissioner DeLaney, seconded by Commissioner Calkins, that this matter be Assigned to the Public Works Committee, due back on October 13, 1998. The motion carried unanimously.

971102 Letter Supporting HR 3336 to rename the Veteran's Administration Hospital

RECOMMENDATION *The City Commission authorize the Mayor-Commissioner to write a letter supporting HR 3336.*

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

971103 Proclamation Request for Malcolm Randall

RECOMMENDATION *The City Commission prepare a proclamation for Malcolm Randall.*

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.

City Commission Comment (If time available)**Charter Officer Updates****Clerk of the Commission****City Manager****971071 Agenda Update on April 15, 1998 Metropolitan Transportation Planning Organization (MTPO) Meeting**

Public Works Director Theresa Scott gave a presentation.

RECOMMENDATION *The City Commission hear an update from staff on the agenda for the April 15, 1998 MTPO meeting.*

This matter was Placed on File

971072 1997 Citizen's Report

Finance Director Mark Benton gave a presentation.

RECOMMENDATION *The City Commission accept the Citizen's Report for the year ended 1997.*

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.

971073 Discussion Item Regarding Residential Solid Waste, Recycling and Yard Trash Collection Service

Solid Waste Manager Steve Hiney gave a presentation.

Commissioner Jennings asked that the meeting not be scheduled on a Tuesday.

Chairman B. Delaney recognized Citizens Dwight Adams, Vincent Mallet and Patricia King who spoke to the matter.

RECOMMENDATION *The City Commission authorize a joint meeting with the County Commission to review the solid waste, recycling, and yard trash collection contracts.*

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.

971074 Adoption of City of Gainesville Recreation Plan and Interlocal Agreement for the Infrastructure Surtax.

City Manager Wayne Bowers gave a presentation.

FIRST MOTION: Commissioner P. DeLaney moved and Commissioner Calkins seconded to approve the Interlocal Agreement as submitted (Vote 5-0).

Chairman B. Delaney recognized Citizens J.T. Frankenberger, Dwight Adams and Vincent Mallet who spoke to the matter.

Recreation Director Cliff Crawford responded to questions.

SECOND MOTION: Commissioner Calkins moved and Commissioner Hanrahan seconded to authorize Commissioner P. DeLaney to work with staff on the proposal to incorporate comments as suggested by Citizens and Commissioners; and further, withdraw Palm Point as a project from the proposal and leave the funding as undesignated at this point (Vote 5-0).

Chairman B. Delaney recognized Citizen Vincent Mallet, Alachua Audobon Vice President Rex Rowan and Boys & Girls Club Representative Kurt Alexander who spoke to the matter.

RECOMMENDATION *The City Commission; 1) adopt the Interlocal Agreement pertaining to the recreation initiative; 2) review the Gainesville Infrastructure Surtax Recreation Plan; 3) modify the proposal as deemed appropriate, and; 4) adopt the Gainesville Infrastructure Surtax Recreation Plan as an amendment to the City's Capital Improvement Plan.*

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

971075 Florida Communities Trust Grant Application

City Manager Wayne Bowers and Recreation Director Cliff Crawford gave presentations.

MOTION: Commissioner Hanrahan moved and Commissioner P. DeLaney seconded to authorize staff to develop a grant application to the Florida Communities Trust for acquisition of land to develop a stormwater park and created wetland on the land south of the Depot Avenue; and further, if allowable under guidelines, to purchase the Historic Train Depot itself. (Vote 5-0)

Chairman B. Delaney recognized Citizen Vincent Mallet who spoke to the matter.

RECOMMENDATION *The City Commission: 1) hear a report from staff on the two proposed projects; 2) indicate which application the City wishes to apply for; 3) approve the grant application to the State of Florida, Department of Environmental Protection Florida Communities Trust (FCT) grant; 4) authorize the City manager to execute the application; and 5) authorize the City Manager or his designee to execute the grant agreement and other grant-related documents, if awarded, subject to approval by the City Attorney as to form and legality.*

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

General Manager for Utilities

971070 Purchase of Materials Management and Work Management System

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

AMENDMENT: Receive a report back from the General Manager for Utilities staff and City Manager staff to see if anything in this process can apply to general government.

RECOMMENDATION

The City Commission:

1) authorize the purchase and selective implementation of an integrated materials management and work management system at a cost not to exceed \$3,520,000;

2) authorize the General Manager or his designee to negotiate and execute a contract with Mincom, Inc. for the provision of integrated materials management and work management software, selective implementation services and initial software maintenance, subject to the approval of the City Attorney, in an amount not to exceed \$3,000,000;

3) approve the issuance of purchase orders to computer and network equipment vendors for necessary additional hardware for the system in amounts not exceeding \$520,000.

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

971083**EPA's ENERGY STAR Homes Program**

Assistant General Manager of Utilities Karen Johnson gave a presentation and thanked Commissioner Hanrahan for accepting the award.

RECOMMENDATION *The City Commission hear a presentation from staff.*

This matter was Placed on File

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/Reports)****971057 Nature Centers Commission**

Nature Centers Commission Chair Mike Castine.

RECOMMENDATION *The City Commission hear a presentation from the Nature Centers Commission and take appropriate action.*

This matter was Placed on File

97016 Welcome Sign Update (B)

City Beautification Board Chair Arnall Downs gave a presentation.

MOTION: Refer to the Clerk of the Commission to see if the City Commission has agreed to any funding.

RECOMMENDATION *The City Commission approve the expenditure of \$1,260 and designate a funding source.*

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.

971077 Campus Pedestrian Lighting

Chairman B. Delaney recognized University of Florida Representative John Maruniak who spoke to the matter.

RECOMMENDATION *The City Commission approve the CBB's request to write and/or contact the appropriate University of Florida personnel regarding both their appreciation of and concerns with recent and proposed pedestrian lighting projects.*

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.

Outside Agencies

971076 Update from Council for Economic Outreach

Council for Economic Outreach Executive Director Bob Rohrlak gave a presentation,

RECOMMENDATION *The City Commission hear an update from Executive Director Bob Rohrlak.*

This matter was Placed on File

971004 Community Plaza Stage Cover - Painting

Community Redevelopment Agency Executive Director Corey O'Gorman made comments.

MOTION: Allocate the full amount of \$10,000 from the City Commission Contingency Fund.

RECOMMENDATION *The Community Redevelopment Agency recommends the City Commission allocate \$5,700 from the City Commission Contingency Fund for the Community Plaza Stage Cover painting.*

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.

960273 Arlington Square Apartments Phase III - Request for Loan Approval

RECOMMENDATION *CRA Executive Director to the City Commission: authorize the City Manager to execute a loan of \$60,000 from the current general fund balance to the CRA with repayment to be made from future tax increments generated in the Downtown District.*

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

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

Members of the City Commission**Commission Comments****Recess Until 6:00 PM****Pledge of Allegiance**

Troops 861, 332 and 924

Proclamations

971086 Betty B. Crosby, Spotlight Employee for the Month of April 1998

RECOMMENDATION *Customer Accounts Representative Betty B. Crosby to accept the proclamation.*

This matter was Placed on File

971087 Alachua County Florida Victims' Rights Week April 19-25, 1998

RECOMMENDATION *Crime Victim Advocate Ferneise Nix of the Alachua County Rape/Crime Victim Advocate Program and State Attorney's Office Director of Victim Witness Services and Victim Rights Week Committee Chair Dave Remer to accept the proclamation.*

This matter was Placed on File

971088 Glad Bag-a-thon Great Florida Cleanup Day - April 18, 1998

RECOMMENDATION *Keep Alachua County Beautiful Executive Director Jeanne Rochford and 1998 Great Florida Cleanup Day Chair Bob Gache to accept the proclamation.*

This matter was Placed on File

971089 Gospel Gathering for Good Health Days - April 17-18, 1998

RECOMMENDATION *Alachua County Region American Cancer Society Control Director Kathy Chaffin, and Brothers and Sisters Against Cancer Committee Co-Chairpersons Glenda Warren and Carolyn Lightner to accept the proclamation.*

This matter was Placed on File

971090 Professional Secretaries Week - April 19 - 25, 1998 and Professional Secretaries Day - April 22, 1998

RECOMMENDATION *Gainesville Chapter Professional Secretaries Association*

*Publicity Chair Luann Cawlfeld and Ways & Means
Committee Chair Ellen Hall to accept the proclamation.*

This matter was Placed on File

971104 National Arbor Day 1998

RECOMMENDATION *City of Gainesville Parks Division's Horticulturist Susanna Hetrick and Arborist Meg Neiederrfhor to accept the proclamation.*

This matter was Placed on File

Public Hearings

971078 Regional Transit System Summer 1998 Service Adjustments

Regional Transit System Director Perry Maull gave a presentation.

Chairman B. Delaney opened the public hearing.

Chairman B. Delaney recognized ARC Representative Roy Ramer and Citizen Bob Karp who spoke to the matter.

Chairman B. Delaney closed the public hearing.

RECOMMENDATION *The City Commission: 1) hear a presentation by staff, 2) hold a public hearing; and 3) after considering public input, approve the 1998 Summer Service Adjustments, effective Monday, May 4, 1998.*

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

Ordinances - 1st Readings- ROLL CALL REQUIRED

970049 Ordinance No. 0-97-51, Petition No. 97ZON-97PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RSF-3: 5.8 units/acre single-family residential district" to "RMF-5: 12 units/acre single-family/multiple-family residential district"; located in the vicinity of 432 S.E. 13th Street; 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 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

970818 Ordinance No. 0-98-53, Petition No. 17LUC-98PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Mixed Use Low Intensity (10-30 units per acre)" and "Residential Low Density (up to 12 units per acre)" to "Public Facilities"; located in the vicinity of 1108, 1114, 1120, 1122 and 1127 S.E. 1st 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 DeLaney, seconded by Commissioner Jennings, 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

970819 Ordinance No. 0-98-54, Petition No. 18ZON-97PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "MU-1: 10-30 units/acre mixed use low intensity" and "RMF-5: 12 units/acre single-family/multiple-family residential district" to "PS: Public services and operations district" to allow for the use as a cemetery without the approval of a preliminary development plan; located in the vicinity of 1108, 1114, 1120, 1122 and 1127 S.E. 1st 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 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

970820 Ordinance No. 0-98-50; Petition No. 13LUC-98PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Agriculture" to "Single-Family (up to 8 units per acre)" located in the vicinity of 3714 N.W. 39th 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 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

970831 Ordinance No. 0-98-51; Petition No. 14ZON-98PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "AGR" (Agriculture District) to "RSF-1" (3.5 units/acre single-family residential district); located in the vicinity of 3714 N.W. 39th 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 Mayor-Commissioner Pro Tem Hanrahan, 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

960936 Ordinance No. 0-97-93, Petition No. 37LUC-98PB

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by overlaying the Planned Use District Category over certain property with the future land use categories of "Residential Low Density (up to 12 units per acre)" and "Conservation"; located in the vicinity of the 900 block of N.E. 39th Avenue, south side; providing additional conditions and directions; 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 Jennings, 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**970469 Ordinance 0-98-18**

An ordinance of the City of Gainesville, Florida, creating Sec. 26-50.1 of the Code of Ordinances to permit on-street parallel parking in the Central City District at specific locations and times; amending Sec. 26-53 of the Code of Ordinances to allow impoundment of vehicles parked in violation of this ordinance; correcting a scrivener's error in Sec. 26-53; and amending Appendix A of the Code of Ordinances by providing a fee schedule for parking in violation of Sec. 26-50.1; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Traffic Engineer Brian Kanely gave a presentation.

AMENDMENT: Page 4, Line 14, change fine from \$300 to \$100

Chairman B. Delaney recognized Citizen Tom Fox who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner Calkins, that this matter be Adopted on Final 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

970955 Ordinance No. 0-98-49

An ordinance of the City Commission of the City of Gainesville, Florida; relating to its General Government Budget for the Fiscal Year Beginning October 1, 1997 and ending September 30, 1998; amending Ordinance No. 970343, adopted September 22, 1997, by making certain adjustments to the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Resolutions- ROLL CALL REQUIRED

970998 City Commission Rules

RECOMMENDATION *The City Commission adopt the revised Rules of the City Commission.*

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

971039 A resolution of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, election held March 17, 1998.

RECOMMENDATION *The City of Commission adopt the proposed resolution.*

A motion was made by Commissioner DeLaney, 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

971084 A Resolution of the City Commission of the City of Gainesville requesting release of certain real property from certain terms, conditions, reservations, obligations and restrictions contained in or referred to in existing grant agreements and instruments of transfer as they may relate to the property for purposes of sale and agreeing to use proceeds of such sale for developing and improving the Gainesville Regional Airport; repealing obsolete Resolution No. 970736; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, 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**971079 Workshop on the Evaluation and Appraisal Report (EAR) for the Cultural Affairs, and Conservation, Open Space and Groundwater Elements of the 1991-2001 Comprehensive Plan.**

Director of Comprehensive Planning Dene Mims made opening remarks and Planner Rick Smith gave a presentation.

Chairman B. Delaney recognized Water Management Committee Member Douglas Dycus who spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from staff on the Cultural Affairs and the Conservation, Open Space and Groundwater Elements.*

This matter was Placed on File

970834

Petition 21TCH-98 PB, City Plan Board. Amend the City of Gainesville Land Development Code to repeal and replace Division 3, Planned Development District. Amendments in the replacement district generally include a re-ordering and updating of sections to significantly shorten the text and reduce confusion, revising the objectives generally to include traditional development principles, and revising the minimum requirements to qualify for PD (Planned Development) rezoning.

Community Development Director Tom Saunders gave a presentation.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 21TCH-98 PB, with staff recommendations. Plan Board vote 6-0*

Staff to Plan Board - Approve

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

970963

Petition 32TCH-98PB, City Plan Board. Amend the City of Gainesville Land Development Code, Section 30-67(g)(1) to add a provision for temporary signs associated with special event sales, outdoor promotional sales, and the sale of seasonal or temporary goods and commodities.

Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 32TCH-98 PB. Plan Board vote 6-0*

Staff to Plan Board - Approve

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

970990

QUASI-JUDICIAL. Petition 24PDV-98PB, a planned development with a PD layout plan to rezone property from BT (tourist-oriented business district) to PD

(planned development) for construction of commercial buildings. Located at 6901 Newberry Road. Avid Engineering, Inc., agent for The Sembler Company.

Planning Manager Ralph Hilliard gave a presentation.

MOTION: Approve the City Plan Board recommendation with the additional condition that the development plan be reviewed by the City Plan Board and not the Development Review Board

RECOMMENDATION *Staff to Plan Board - Staff recommended approval of Petition 24PDV-98PB, subject to the conditions contained within the report and Exhibit F.*

City Plan Board to City Commission - The City Commission approve Petition 24PDV-98 PB, with conditions as recommended by the staff report and Exhibit F. Plan Board vote 5-1

Staff to City Commission - staff recommends approval of the Plan Board recommendation with the additional condition that the development plan be reviewed by the Plan Board and not the Development Review Board.

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.

Development Review Board Petitions

Unfinished Business

Commission Comment

971105 Florida Communities Trust Application

RECOMMENDATION *The City Commission authorize staff to prepare a Florida Communities Trust application on the property near Bivens Arm; noting that if it turns out that it is not a good expenditure of their time that staff does not have to go forward.*

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.

Board of Adjustment Appeal Process - C/Hanrahan (NB)

Commissioner Hanrahan discussed a letter received regarding action taken by he

Board of Adjustment action and asked what was the review process of action taken by the board and/or an appeal process.

Assistant City Attorney Ron Combs responded to the question informing the Commission that the appeal process was through the Court system or a complaint to the City Commission.

Community Development Director Tom Saunders gave a brief overview of the issue before the Board of Adjustment.

Chairman B. Delaney and Commissioner Hanrahan asked for tape copies of the Board of Adjustment meeting.

Director Saunders stated that he would return to the Commission with a report on the appeal process.

Muvico Project Downtown - C/Hanrahan (NB)

Commissioner Hanrahan asked if the Muvico project was on the next Community Redevelopment Agency (CRA) meeting and was there any City Commission action needed.

Community Development Director Tom Saunders stated that the Downtown Redevelopment Advisory Board has agreed to hold a special meeting, Thursday, April 16, 1998; and further, an item from staff will on the April 20, 1998 CRA agenda.

Sine Die Meeting - C/Jennings (NB)

Commissioner Jennings asked when the sine die meeting would be held.

Chairman B. Delaney stated that it would be in two weeks.

Florida League of Cities Legislative Day - C/P. DeLaney (NB)

Commissioner P. DeLaney gave a brief report on the Florida League of Cities Legislative Day.

Chairman B. Delaney suggested that a letter be written from the Mayor regarding deregulation and how it will impact our community.

971106

Florida Communities Trust Purchases for next year

RECOMMENDATION *The City Commission refer the issue to the Public Works Committee.*

A motion was made by Mayor-Commissioner Pro Tem Hanrahan, seconded by Commissioner DeLaney, that this matter be Assigned to the Public Works Committee, due back on October 13, 1998. The motion carried unanimously.

Citizen Comment

Adjournment - 9:11pm

Kurt M. Lannon, Clerk of the Commission