

City of Gainesville

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



Meeting Minutes

Monday, July 24, 2000

1:00 PM

City Hall Auditorium

City Commission

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

Invocation

Vicar David Tilney, First Lutheran Church of Gainesville

Roll Call

The meeting was called to order at 1:03 PM.

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

Consent Agenda

*Mayor-Commissioner Pro Tem John Barrow moved and Commissioner Chuck Chestnut seconded to adopt the Consent Agenda.
(VOTE: 4-0, Commissioner Pegeen Hanrahan-Absent)*

City Manager, Consent Agenda Items

000185 FY 2001 Annual Action Plan (Application) for Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Funds and 2000-2003 Interim Housing and Community Development Consolidated Plan. (NB)

RECOMMENDATION *The City Commission: 1) authorize the City Manager or designee to prepare and submit the FY 2001 Annual Action Plan and the 2000-2003 Interim Housing and Community Development Consolidated Plan, including all understandings and assurances contained therein, to the U.S. Department of Housing and Urban Development for financial assistance under the Community Development Block Grant (CDBG) Program and HOME Investment Partnerships (HOME) Program and to act on behalf of the City of Gainesville in all matters pertaining to the CDBG and HOME Programs; and 2) authorize the City Manager to execute subrecipient agreements with those organizations that are designated to receive FY 2001 CDBG and HOME funding, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000186 Special Needs Housing Agreement With St. Francis House, Inc. (NB)

RECOMMENDATION *The City Commission: 1) approve the grant award of \$60,000 to St. Francis House, Inc. to finance a portion of the*

renovation cost required to convert the existing multi-family structures located at 2105 and 2120 Southwest 14th Street to a single room occupancy complex; 2) authorize the City Manager, or his designee, to execute the agreement between the City, Alachua County and St. Francis House, Inc., subject to approval by the City Attorney as to form and legality; and 3) authorize the City Manager, or his designee, to transfer \$30,000 of the grant award into the Special Needs Housing Trust Fund. (Prior to July 24, 2000 a copy of the Agreement will be on file in the Clerk of the Commission's office. After July 24, 2000, a copy of the Agreement will be on file in the Community Development Department.)

This Matter was Approved as Recommended on the Consent Agenda.

000187 Amendment of Section 6-193 Code of Ordinances Building Contractor and Craftsmen License (NB)

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise an amendment to the Code of Ordinances amending Section 6-193 license renewal.*

This Matter was Approved as Recommended on the Consent Agenda.

000188 Provision of Quick Copy Services (B)

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute a Contract with Target Copy for the Provision of Quick Copy Services for the period September 1, 2000 through August 31, 2001, with an option of two 1-year extensions upon satisfactory performance, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000189 Contract - Complus Data Innovations, Inc. (NB)

RECOMMENDATION *The City Commission: 1) approve a one year extension to the contract with Complus Data Innovations, Inc., for parking system management subject to the approval of the City Attorney as to form and legality; and 2) authorize the issuance of a purchase order subject to final appropriation of funds for FY 2001.*

This Matter was Approved as Recommended on the Consent Agenda.

000190 Contract - Brink's Inc. (NB)

RECOMMENDATION *The City Commission: 1) approve a one year extension to the contract with Brink's Inc. for armored car services subject to the approval of the City Attorney as to form and legality; and 2) authorize the issuance of a purchase order subject to final appropriation of funds for FY 2001.*

This Matter was Approved as Recommended on the Consent Agenda.

000191 Revision of City of Gainesville Occupational License Tax Ordinance (NB)

RECOMMENDATION *The City Commission authorize the City Attorney to draft the necessary revisions to the Occupational License Tax Ordinance to increase the tax by five percent (5%) and authorize the Clerk of the Commission to advertise for first reading.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items**000194 Amendment to the Contract for Purchase of Employee Uniforms (NB)**

RECOMMENDATION *The City Commission: 1) authorize the General Manager, or his designee, to execute an amendment to the contract with Tyndale, Inc., subject to the approval of the City Attorney, extending the term of the contract for the purchase of uniforms for FY 2001; 2) and approve the issuance of purchase orders to Tyndale, Inc. in amounts not exceeding budgeted amounts.*

This Matter was Approved as Recommended on the Consent Agenda.

000195 Payment of a Share of the JEA (formally Jacksonville Electric Authority) Bond Validation Cost (NB)

RECOMMENDATION *Authorize the General Manager or his designee to reimburse JEA for a share of legal and other fees, and/or pay said fees directly associated with a JEA bond validation to determine The Energy Authority's (TEA) ability to enter into Resource Management Agreements (RMA) with Electric Cooperatives.*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent**Public Safety Committee, Consent****Recreation and Cultural Affairs Committee, Consent****Code Enforcement Committee, Consent****000192 To change the title of "Code Enforcement Committee" to the "Community Development Committee" (B)**

RECOMMENDATION *The City Commission change the name of "Code Enforcement Committee" to the "Community Development Committee" in order to broaden the scope of the Committee to deal not just with code enforcement, but other related topics.*

This Matter was Approved as Recommended on the Consent Agenda.

Advisory Board/Committee, Consent**000193 Appointment of Phyllis Filer to the East Gainesville Sprout Task Force (NB)**

RECOMMENDATION *Appoint Ms. Phyllis Filer to the East Gainesville Sprout Project Task Force.*

This Matter was Approved as Recommended on the Consent Agenda.

Clerk of the Commission, Consent Agenda Items**000184 City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes for June 26, 2000, July 10, 2000, July 12, 2000, and July 13, 2000.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Mayor-Commissioner Pro Tem Barrow, 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, John R. Barrow and Paula M. DeLaney
Absent: Pegeen Hanrahan

End of Consent Agenda

Adoption of the Regular Agenda

*Mayor-Commissioner Pro Tem John R. Barrow moved and Commissioner Warren Nielsen seconded to adopt the Regular Agenda.
(VOTE: 4-0, Commissioner Pegeen Hanrahan-Absent)*

Clerk of the Commission

000132 Airport Authority (B)

MOTION: Approve the recommendation and authorize the Mayor to send a letter to the Alachua County Commission regarding this meeting.

RECOMMENDATION *The City Commission schedule a joint meeting with the Alachua County Commission concerning the Gainesville-Alachua County Regional Airport Authority for August 21, 2000 at 6:00pm.*

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

000203 Appointment - Gainesville-Alachua County Airport Authority (B)

MOTION: The City Commission appointed Roger Brower to the Gainesville/Alachua County Airport Authority.

Chair Paula M. DeLaney recognized Citizens Jim Moneyhun, Dr. Janice Honeyman and Roger Brower who spoke to the matter.

Commissioner Pegeen Hanrahan entered the meeting room at 1:12 PM.

RECOMMENDATION *The City Commission make an appointment to the Gainesville/Alachua County Airport Authority.*

A motion was made by Commissioner Nielsen, 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

000204 City Commission Referrals (NB)

AMENDMENT: Strike Item # 3 from the recommendation.

RECOMMENDATION

The City Commission adopt the following for City Commission referrals:

1) All Standing Committee agendas should include a list of all outstanding referrals with due dates listed.

2) All Standing Committees should seek re-authorization for any referral outstanding longer than six months or;

3) Change Standing Committee referral length to one year.

4) All City Commission Advisory Boards and Committees should include a list of all outstanding referrals on agendas with due dates listed.

5) Designate time period for Boards, Committees and Charter Officer referrals.

6) Direct Clerk of the Commission to include referral list on City Commission agenda two times a year.

7) Direct Clerk of the Commission and City Attorney to make changes to Rules of the Commission to implement these changes.

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

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

000207 Appointment - Commissioner Warren Nielsen (B)**RECOMMENDATION**

The City Commission appoint Commissioner Warren Nielsen to the I-75 Corridor Council.

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 Manager

000011 Joint Planning Alternatives (B)

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

FIRST MOTION: Commissioner Pegeen Hanrahan moved and Mayor-Commissioner Pro Tem John R. Barrow seconded to direct staff to find a meeting date for a joint City/County meeting including the smaller municipalities to discuss: 1) joint planning; 2) environmental jurisdiction issues; and 3) MTPO representation. (VOTE: 5-0)

SECOND MOTION: Commissioner Pegeen Hanrahan moved and Mayor-Commissioner Pro Tem John R. Barrow seconded to include the School Board, the University of Florida and Santa Fe Community College in the discussions. (VOTE: 5-0)

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

000197 Converting Conventional Shopping Centers into Walkable Town Centers. (B)

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

MOTION: The City Commission direct staff to: 1) identify a date for either Gibbs or Dover Kohl for a 1/2 day presentation to the City and County; 2) identify a list of folks and write them a letter asking for help with the sponsorship of this presentation; 3) put together a time and a place that is large enough to be comfortable and have refreshments; and 4) bring back recommendations to the August 14th, 2000 City Commission meeting to discuss the details.

RECOMMENDATION *The City Commission approve hiring one of the above firms.*

A motion was made that this matter be Referred to the Clerk of the Commission, due back on August 14, 2000. The motion carried by the following vote:

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

000196 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Public Works Director Teresa Scott gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the August 3, 2000 meeting of the Metropolitan Transportation*

Planning Organization (MTPO).

Heard

000209 Budget 2000-2001 and 2001-2002 (B)

City of Gainesville Revenue Recovery Specialist Audrey Lewis, Regional Transit System Director Jeff Logan, and Administrative Services Director Glenda Currie gave presentations.

RECOMMENDATION *The City Commission continue reviewing the proposed 2000-2001 and 2001-2002 budgets.*

Heard

General Manager for Utilities

City Attorney

City Auditor

Committee Reports (Pulled from Consent)

Public Works Committee

Personnel & Organizational Structure Committee

Public Safety Committee

Recreation & Cultural Affairs Committee

Advisory Boards/Committees (Appointments/Reports)

000199 LANDLORD PERMIT RENEWAL PROCESS (B)

City of Gainesville Code Enforcement Board Chair Richard Pohlman, Code Enforcement Manager Lisa Koehler and Finance Director Mark Benton gave presentations.

MOTION: Accept the recommendation and authorize the City Attorney to change the landlord permit ordinance to either remove the dates or change the dates when the payment is due.

RECOMMENDATION *The Gainesville Code Enforcement Board recommends to the City Commission that it consider a change in the landlord permit ordinance to change the date the payment is due.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Hanrahan, 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

Members of the City Commission

Commission Comments (if time available)

RECESS - 4:28 PM

RECONVENE - 5:35**Citizen Comment (5:30pm)****Jim Konish**

GRU Issues

Coach Larry Holsey - Gainesville Striders

See new item below.

000211 Gainesville Striders Funding Request (NB)

Assistant City Manager Carl Harness gave a presentation.

RECOMMENDATION *The City Commission provide funding for the Gainesville Striders to attend the Jr. Olympics in Orlando, Florida from the City Commission Contingency Fund in the amount of \$2,790.00.*

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

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

Debbie Martinez

- 1. Charter Ballot Petitions - City Commission Salaries*
- 2. Flyering Ordinance*

Reverend Earl Young

Police Department complaint

NOTE: Reverend Edward Earl Young submitted a letter which was filed in File # 000211 which was another Citizen Comment file.

Note: Commissioner Pegeen Hanrahan entered the meeting room at 6:01 PM.

Reverend Tim Keys

- 1. Charter Ballot Petition - City Commission Salaries*
- 2. Web Site Information*

Commission Comments (if time available)**Pledge of Allegiance (6:00pm)****Proclamations/Special Recognitions****000206 National Night Out 2000 - August 1, 2000 (B)**

RECOMMENDATION *Gainesville Police Department Crime Prevention Officer Elizabeth Ham to accept the proclamation.*

Placed on File

000208 The Americans with Disabilities Act Awareness Week - July 24-29, 2000 (B)

RECOMMENDATION *City of Gainesville Equal Opportunity Director Darrell E. Elmore to accept the proclamation.*

Placed on File

Public Hearings**000200 PROPOSED SETTLEMENT OF CASE (B)**

JESSICA HECKMAN V. CITY OF GAINESVILLE, MIKE DUMAS, INDIVIDUALLY AND D/B/A DUMAS DISCOUNT, DEANNA DUMAS AND LETCHER WORLEY; Alachua County Circuit Court; Case No.: 99-3083

City of Gainesville Risk Management Attorney John Jopling gave a presentation.

RECOMMENDATION *The City Commission: 1) hold a public hearing; 2) approve the terms of the settlement; and 3) authorize the City Manager and special counsel to settle the case.*

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 - 1st Readings- ROLL CALL REQUIRED**000048 SPECIAL NOISE PERMITS (B)****Ordinance No. 0-00-71**

An ordinance of the City of Gainesville, Florida, amending section 15-4 of the Code of Ordinances relating to special noise permits; correcting a scrivener's error regarding certain events for which permits may be granted; adding provisions concerning processing of the application for permit and appeal of denial of permit; 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 First Reading (Ordinance). The motion carried by the following vote:

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

000057 BUILDING INSPECTION FEE CHANGES (B)**Ordinance No. 0-00-72**

An ordinance of the City of Gainesville, Florida, replacing the section entitled "BUILDINGS AND BUILDING REGULATIONS" in Appendix A (Schedule of Fees, Rates, and Charges) of the Code of Ordinances; revising certain fees for building permits, electrical permits, plumbing permits, gas permits, and mechanical permits for construction, additions and renovations of structures; clarifying when reinspection fees must be paid; adding certain fees; providing for renewal of contractor and craftsman certificates every two years; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Building Official Doug Murdock 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, Pegeen Hanrahan, John R. Barrow and Paula M. DeLaney

000129 RESIDENTIAL SWIMMING POOLS (B)**Ordinance No. 0-00-80**

An ordinance of the City of Gainesville, Florida, amending Article VII of Chapter 6 of the Code of Ordinances relating to swimming pools and providing that residential swimming pools that pass final inspection after October 1, 2000 must meet the requirements of the State of Florida "Preston de Ibern/McKenzie Merriam Residential Swimming Pool Act"; 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 First Reading (Ordinance). The motion carried by the following vote:

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

Ordinances - 2nd Readings- ROLL CALL REQUIRED**000047 ADULT ENTERTAINMENT AND ESCORT SERVICES (B)****Ordinance No. 0-00-73**

An ordinance of the City of Gainesville, Florida relating to licensing of adult entertainment establishments and escort services; amending section 14.5-63(b)(1)c. deleting the requirement that stockholders of a corporate applicant be identified; amending section 14.5-65(a) providing that if the City Manager does not act on an application for a license within 30 days the license shall be deemed granted; amending section 14.5-71(d) providing that a licensee whose license if revoked may continue in operation while appealing the decision in the court; 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 Mayor-Commissioner Pro Tem Barrow, 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

000054 STRIKING OR INTERFERING WITH LAW ENFORCEMENT ANIMALS (B)**Ordinance No. 0-00-70**

An ordinance of the City of Gainesville, Florida, creating a new section 17-11 related to striking or interfering with law enforcement animals, providing for penalties; providing directions to the codifier; providing for severability; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *City Commission adopt the proposed ordinance.*

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

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

000130 REGENCY OAKS APARTMENTS ANNEXATION (B)**Ordinance No. 0-00-62**

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 commonly known as Regency Oaks Apartments located in the vicinity of 3230 S.W. Archer Road; providing for inclusion of the area in Appendix I of the City Charter; providing for land use and zoning regulations; providing for persons engaged in any occupation, business, trade or profession; providing directions to the City Manager and Clerk of the Commission; providing a severability clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Barrow, seconded by Commissioner Hanrahan, that this matter be 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

000115 MORATORIUM ORDINANCE (B)**Ordinance No. 0-00-75**

An Ordinance of the City of Gainesville, Florida; imposing a temporary moratorium on building permits, zoning permits, site plan approvals or any other official action of the City of Gainesville permitting or having the effect of permitting the development of certain residential structures within any single-family residential zoning district inside the University of Florida Comprehensive Master Plan 1994-2004 Context Area in the City of Gainesville; providing a procedure for appeal and extraordinary hardship; providing a severability clause; and providing an immediate effective date.

Chair Paula M. DeLaney recognized City of Tallahassee Planner Jorge Gonzalez who spoke to the matter.

Chair Paula M. DeLaney recognized Citizens Paul Urone, Gainesville Association of Architects Phil Rickman, Cindy Smith, John Mahon and who spoke to the matter.

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 (Ordinance). The motion carried by the following vote:

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

000212 Preserving Single Family Neighborhoods (B)

NOTE: This is a new item added by Commissioner Warren Nielsen.

Chair Paula M. DeLaney recognized Citizens Cindy Smith and Mark Goldstein who spoke to the matter.

RECOMMENDATION *The City Commission: 1) refer Commissioner Nielsen's suggestions to the City Manager and the City Attorney to review; and 2) return to the August 14th, 2000 City Commission Meeting with recommendations.*

A motion was made by Commissioner Nielsen, seconded by Mayor-Commissioner Pro Tem Barrow, that this matter be Referred to the City Manager, due back on August 14, 2000. The motion carried by the following vote:

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

981307 COMP PLAN AMENDMENT - GREENWAYS OF GAINESVILLE (B)**Ordinance No. 0-99-77A; Petition No. 49CPA-99PB**

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville 1991-2001 Comprehensive Plan; amending policies 2.3.9 and 2.3.10 of the Future Land Use Element relating to the Gainesville North Community Activity Center; amending the number of acres in the activity center; increasing the maximum percentage of office land use; decreasing the maximum percentage of commercial land use; extending the period of time by which the zoning ordinance must be adopted to August 22, 2000; removing the restriction on square footage of office development; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

OR

REVISED**Ordinance No. 0-99-77B**

An ordinance of the City of Gainesville, Florida, amending Policy 2.3.10 of the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan; extending the period of time by which the zoning ordinance must be adopted to August 22, 2000; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Chair Paula M. DeLaney recognized Citizens Doris Bardon, Sutter's Landing Home Owners Association Chair Peter Rebmann; Turkey Creek Forest Residents Florence Clemmons, Marilyn Walker and Bill Edwards who spoke to the matter.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded to table this item until later in the evening.

(VOTE: 5-0)

Mayor-Commissioner Pro Tem John R. Barrow moved and Commissioner Chuck Chestnut seconded to take this item from the table.

(VOTE: 5-0)

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

MOTION: Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut moved to strike Ordinance 0-99-77A from the Agenda.

(VOTE: 5-0)

AMENDMENT: Staff recommendation to adopt Ordinance 0-99-77B.

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; (2) hear a presentation from staff; (3) consider an amendment from the Petitioner; and (4) adopt either proposed Ordinance No. 0-99-77A or Ordinance No. 0-99-77B (Staff recommendation is to adopt revised Ordinance No. 0-99-77B).*

A motion was made by Commissioner Chestnut, seconded by Commissioner Nielsen, 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

990195

COMP PLAN AMENDMENT - COLLEGE PARK - INTENSITY OF DEVELOPMENT (B)

Ordinance No. 0-00-02; Petition No. 99CPA-99PB

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville 1991-2001 Comprehensive Plan; amending policy 2.4.8 of the Future Land Use Element relating to the College Park Neighborhood south of NW 5th Avenue; clarifying that the intensity of development shall be regulated by building height and build-to (setback) requirements instead of Floor Area Ratio; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) receive the preliminary review of the Department of Community Affairs; and 2) adopt the proposed ordinance.*

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

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

990215 COMP PLAN AMENDMENT - CULTURAL AFFAIRS ELEMENT (B)**Ordinance No. 0-00-05; Petition No. 101CPA-99PB**

An ordinance of the City of Gainesville, Florida, amending the Cultural Affairs Element of the City of Gainesville 1991-2001 Comprehensive Plan; repealing ineffective, irrelevant or obsolete policies, providing for development of a broad-based tourism plan, providing for promotion of downtown Gainesville as an arts and entertainment district and providing for expansion of the Art in Public Places program; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Community Development Director Tom Saunders, Cultural Affairs Manager Coni Gesualdi, and Cultural Affairs Director Dr. Lemuel Moore gave presentations.

AMENDMENT: Change item 2.4.1 from January, 2002 to January 2004 and change item 2.4.3 from 2001 to 2003.

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

990216 COMP PLAN AMENDMENT - SOLID WASTE ELEMENT (B)**Ordinance No. 0-00-14; Petition No. 102CPA-99PB**

An ordinance of the City of Gainesville, Florida, amending the Solid Waste Element of the City of Gainesville 1991-2001 Comprehensive Plan; amending policies regarding landfill diversion practices such as recycling, reuse and composting; amending policies regarding hazardous waste and hazardous materials management; amending the level of service standard for disposal and collection capacity; updating references to the Alachua County solid waste disposal facilities and the interlocal agreement between the City and the County on solid waste; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Community Development Director Tom Saunders and Solid Waste Manager Steve Hiney gave presentations.

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

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

990217 COMP PLAN AMENDMENT - STORMWATER MANAGEMENT ELEMENT (B)

Ordinance No. 0-00-03; Petition No. 103CPA-99PB

An ordinance of the City of Gainesville, Florida, amending the Stormwater Management Element of the City of Gainesville 1991-2001 Comprehensive Plan; adopting the 100-year critical duration design storm as the level of service standard for off-site stormwater management facilities, requiring an inventory of all city-maintained retention/detention basins; adding a policy to allow alternative means of stormwater treatment in the Downtown/Central City Business District; amending the capital improvements list, and adding an objective and policies relating to stormwater facilities in areas annexed into the City; updating cites and dates; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) 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

990731 COMP PLAN AMENDMENT - POTABLE WATER/WASTEWATER ELEMENT UPDATE (B)

Ordinance No. 0-00-32; Petition No. 146CPA-99PB

An ordinance of the City of Gainesville, Florida, amending the Potable Water/Wastewater Element of the City of Gainesville 1991-2001 Comprehensive Plan; amending policy 1.1.1 to more correctly reflect measurement of storage capacity; deleting the level of service standard for the University of Florida from policy 1.1.2; amending objective 1.2 to list the upgrades and expansions to be accomplished in the next 5 years; deleting policies 1.2.1 and 1.2.2 regarding deficiencies that have been corrected; amending policy 1.2.3 to show updated capacity plans; deleting policy 1.2.4 and 1.2.5 regarding upgrades that have been completed; amending policy 1.2.6 to show updated capacity plans; deleting policy 1.2.7 regarding an upgrade that has been completed; amending policy 1.3.1 to reflect Alachua County Comprehensive Plan policies governing extension of potable water and wastewater facilities; adding policy 1.4.6 to reflect a program established for installment payments of connection charges; amending policy 1.5.1 clarifying that a water conservation program is available to both residential and non-residential customers; amending policy 1.5.4 to reflect the availability of vegetation lists; amending policy 1.5.5 to reflect that water conservation techniques are included in the City's landscaping ordinance; adding policies 1.5.7 and 1.5.8 that encourage use of reclaimed water; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) 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

990732 COMP PLAN AMENDMENT - FUTURE LAND USE ELEMENT (B)**Ordinance No. 0-00-33; Petition No. 151CPA-99PB**

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Element of the City of Gainesville 1991-2001 Comprehensive Plan; providing that there will be no floor area ratio maximum for mixed use low intensity, office, commercial and education land use categories in a special area plan and that the Urban Design Standards will provide other criteria to determine intensity of use for those land uses; providing directions to the City Manager; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

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

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

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

990852 COMP PLAN AMENDMENT - URBAN DESIGN ELEMENT (B)**Ordinance No. 0-00-40; Petition No. 183CPA-99PB**

An ordinance of the City of Gainesville, Florida, creating and adding an Urban Design Element to the City of Gainesville 2000-2010 Comprehensive Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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

Chair Paula M. DeLaney recognized Phil Rickman, AIA who spoke to the matter.

AMENDMENTS:

- 1. Policy 3.1.7 - Delete "construction of an appealing and functional Transportation Center at Depot Avenue".*
- 2. Policy 3.5.8 - Delete "removing the RTS and associated shelters so that more activities and fountains can be added".*
- 3. Policy 3.8.3 - Change language to read "The City shall provide a junction of trails and appealing civic infrastructure to encourage further investment in the area".*
- 4. Objective 3.10 - Add language "and improve West 6th Street from South Depot Avenue to SW 16th Avenue".*

RECOMMENDATION *The City Commission (1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

990729 LAND USE CHANGE - ASHTON (B)**Ordinance No. 0-00-57; Petition No. 147LUC-99PB**

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan; by changing the land use categories of certain properties annexed into the City from the Alachua County land use categories to City of Gainesville land use categories as follows: 1) from "Recreation" to "Conservation" on Tax Parcel Nos. 06006-000-000, 06006-001-000, 06022-000-000, 06021-000-000 and 06023-003-001; 2) from "Institutional" to "Office" on Tax Parcel Nos. 06022-002-000 and 06022-001-000; 3) from "Low density residential" to "Single Family (up to 8 units per acre)" on Tax Parcel Nos. 06023-040-001 thru 074 inclusive; 4) from "Institutional" to "Education" on Tax Parcel 06020-002-000; and 5) from "Recreation" to "Agriculture" on Tax Parcel No. 06023-003-002; consisting of approximately 367 acres, located in the vicinity of N.W. 43rd Street north of N.W. 53rd Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission: (1) receive the preliminary review of the Department of Community Affairs; and (2) adopt the proposed ordinance.*

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

Resolutions- ROLL CALL REQUIRED**000201 GAINESVILLE CODE ENFORCEMENT BOARD RULES OF PROCEDURE (B)**

A resolution of the City Commission of the City of Gainesville, Florida, amending the Rules of Procedure for the Gainesville Code Enforcement Board; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

000202 EXECUTION OF SATISFACTIONS AND RELEASES OF LIENS (B)

A resolution of the City Commission of the City of Gainesville, Florida, authorizing the Mayor of the City of Gainesville to execute satisfactions and releases of liens approved by the Code Enforcement Board of the City of Gainesville as provided in this resolution; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Hanrahan, seconded by Mayor-Commissioner Pro Tem Barrow, 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**Scheduled Evening Agenda Items****Unfinished Business****Commission Comment****Commissioner Chuck Chestnut**

Joint City/County Meeting regarding the Airport Authority.

Mayor-Commissioner Pro Tem John R. Barrow

Appointments to Advisory Boards and Committees.

Mayor Paula M. DeLaney

Environmental Charter Item.

Citizen Comment

Reverend Tim Keyes

- 1. Transit System Issues - Bus Fares*
- 2. Ironwood Golf Course - Prices*

Adjournment - 10:46 PM

Kurt M. Lannon, Clerk of the Commission