

City of Gainesville

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



Meeting Minutes

Monday, July 28, 1997

3:00 PM

City Hall Auditorium

City Commission

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

Invocation

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

Evangelist Tracey Bradley, City Employee

Consent Agenda

With the following modifications: 1) File No. 960454 - Public Works Committee - Residential Traffic Control Study - Suburban Heights - Remove from Consent and place under the Public Hearing category; 2) File No. 970182 - Community Redevelopment Agency - Challenge Grant II - Remove from Consent and place under Outside Agencies category.

A motion was made by Commissioner DeLaney, seconded by Commissioner Jennings, to Pass the Consent Agenda, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

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

City Manager, Consent Agenda Items

970191 Request for City Commission to authorize a proposal for funding from the U.S.D.A. Forest Services Urban and Community Forestry grant program.

RECOMMENDATION *The City Commission authorize the City Manager to execute agreements and documents associated with the grant request for \$15,000 in funds from the U.S.D.A. Urban and Community Forestry grant program , subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970192 Parking Management Information System

RECOMMENDATION *The City Commission approve the award of the Parking Management System Contract to Complus Data Innovations, Inc. for a (2) year contract, with three (1) year renewal options, and authorize the City Manager to execute the contract subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970193 Letter of Support and Law Enforcement Contract for the Gainesville Housing Authority's U.S. Housing and Urban Development Grant Application

RECOMMENDATION *The City Commission authorize the City Manager or his designee to: 1) execute a letter of support for the Gainesville Housing Authority's application for funding under the FY 1997 U.S. Department of Housing and Urban Development Public Housing Drug Elimination Program; 2) execute the Chief Executive Officer Certification (HUD form) regarding law enforcement activities; and, 3) execute the HUD law enforcement contract (if grant is awarded), pending final resolution of GPD services, and subject to approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970190 Memorandum of Understanding Concerning the Pleasant Place Project.

RECOMMENDATION *The City Commission authorize the City Manager to execute the Memorandum of Understanding between the City of Gainesville, Alachua County, the Alachua County Housing Authority, and Pleasant Place, Inc., for the establishment of a transitional housing facility for homeless teenage mothers and their children in Gainesville, Florida, referred to as the "Pleasant Place Project", subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970194 Donation of Property to Pleasant Place, Inc.

RECOMMENDATION *The City Commission: 1) approve the conveyance of 732 NW 4th Street, parcel #14402, to Pleasant Place, Inc., to be used for transitional housing for homeless mothers and their babies; and 2) authorize the Mayor-Commissioner and Clerk of the Commission to execute a Special Warranty Deed, and other appropriate documents as required to effect the conveyance of the property, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970195 FY 1997 HOME Subrecipient Agreement with Pleasant Place, Inc.

RECOMMENDATION *The City Commission authorize the City Manager to execute*

the Agreement between the City and Pleasant Place, Inc. for a transitional housing project in the amount of \$52,200 effective for the period of July 1, 1997 to June 30, 1998, subject to approval by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

970196 FY 1997 CDBG Subrecipient Agreement with Pleasant Place, Inc.

RECOMMENDATION *The City Commission authorize the City Manager to execute the Agreement between the City and Pleasant Place, Inc. for a transitional housing project in the amount of \$62,198 effective for the period of July 1, 1997 to June 30, 1998, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970197 Traffic Signal Maintenance and Operation Request Order Number Ten

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

This Matter was Approved as Recommended on the Consent Agenda.

970198 Agreement Between the School Board of Alachua County and the City of Gainesville for the School Resource Officer Program

RECOMMENDATION *The City Commission authorize the City Manager to execute the Agreement between the School Board of Alachua County, Florida and the City of Gainesville, Florida for the School Resource Officer Program, for the period from August 25, 1997 to June 5, 1998; subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970199 Acceptance of Deed from Alachua County for Tax Parcel No.16085

RECOMMENDATION *The City Commission authorize the City Manager to accept the recorded deed for this parcel, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

970200 Public Education for the Mandatory Commercial Recycling Program

RECOMMENDATION *The City Commission authorize the City Manager or designee to negotiate and execute a contract with Group 5, Inc., for the provision of public education for recycling and reduction of commercial solid waste and yard trash for the City of Gainesville in an amount not to exceed \$30,000, subject to approval of the City Attorney as to form and legality and subject to the availability of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

General Manager for Utilities, Consent Agenda Items

970201 Approval of Change Order to Limestone Products, Inc. for Limerock for FY 97

RECOMMENDATION *The City Commission approve a change order to Limestone Products, Inc. for limerock for FY 97 in an amount not to exceed \$15,000.00 (new not to exceed amount of \$83,946.00).*

This Matter was Approved as Recommended on the Consent Agenda.

970202 Purchase Order to Robert L. Dollar, d/b/a Dollar and Son's Trenching, Plumbing & Electric

RECOMMENDATION *The City Commission approve the issuance of a purchase order to Robert L. Dollar d/b/a Dollar and Son's Trenching, Plumbing & Electric, for the installation of electric system manholes and conduit for Phase VIII of the Downtown Underground Project, in an amount not to exceed \$438,620.00.*

This Matter was Approved as Recommended on the Consent Agenda.

970203 An Ordinance Amending Appendix A, Utilities-Natural Gas, of the Gainesville Code of Ordinances

RECOMMENDATION *The City Commission authorize the City Attorney to prepare and the Clerk of the Commission to advertise an ordinance amending Appendix A of Chapter 27 of the Gainesville Code of Ordinances to establish a new rate category for LP gas distribution service.*

This Matter was Approved as Recommended on the Consent Agenda.

City Attorney, Consent Agenda Items

970204 **Sale of Surplus Property, A 20 Foot Wide Strip of Land Located East of North Main Street Between N.E. 9th and 10th Avenues, to Sember E.D.P. Partnership #5, Ltd.**

RECOMMENDATION *The City Commission: 1) specifically release the mineral and petroleum rights to a twenty foot wide strip of land located east of North Main Street between N. E. 9th and 10th Avenues; 2) authorize the inclusion of such release in the Quit Claim Deed to be issued by the City; and 3) accept the release of the buffer restrictive covenant from Richard T. Jones.*

This Matter was Approved as Recommended on the Consent Agenda.

970205 **Giovanna Holbrook vs. City of Gainesville, a political subdivision of the State of Florida; Case No. 97-2465-CA**

RECOMMENDATION *The City Commission authorize the City Attorney and/or Special Counsel to represent the City in the case styled Giovanna Holbrook vs. City of Gainesville, a political subdivision of the State of Florida; Case No. 97-2465-CA.*

This Matter was Approved as Recommended on the Consent Agenda.

Committee Reports, Consent Agenda Items

Public Works Committee, Consent

Personnel & Organizational Structure Comm, Consent

970163 **City Policy 21, Educational Assistance Program**

RECOMMENDATION *The City Commission 1) approve the revisions to City Policy 21 to provide funding to assist City employees with accredited educational tuition costs; 2) approve the change of title for Policy 21 from "Educational Assistance Program" to "Tuition Reimbursement Program."*

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****970189 City Commission Minutes of July 7 and 14, 1997**

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

This Matter was Approved as Recommended on the Consent Agenda.

970206 City Beautification Board

RECOMMENDATION *The City Commission accept the resignation of member Leticia M. Solaun from the City Beautification Board effective immediately.*

This Matter was Approved as Recommended on the Consent Agenda.

Community Redevelopment Agency, Consent Items**970181 Regional Transit System Extension of Transit Service to Job Service**

RECOMMENDATION *The City Commission refer the item to the City Manager (Regional Transit System Director).*

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: 1) File No. 970221 - New Item Added - Proclamation - National Clown Week; 2) File No. 970222 - New Item Added - City Beautification Board - Northeast Park Landscaping Project; and 3) File No. 970148 - Fall Service Adjustments - Incorrect version appeared on Agenda - correct version submitted

Citizen Comment (3:00 PM - 3:30 PM)**970223 South Main Street Reconstruction Project**

RECOMMENDATION *The City Commission refer the overall issue of how to designate bike routes within the community, rather than just downtown, to the Bicycle Pedestrian Advisory Board.*

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Public Works Committee, due back on January 28, 1998. The motion carried by the following vote:

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

Rev. Earl Young - Opposition to NW 5th Avenue Arts Festival (NB)**Vincent Mallet - Support of the Salvation Army Facility (NB)****970224 Sarah Poll - Szechuan Omei Restaurant Ordinance**

MOTION: Ask the City Manager (Planning Division) return with a report relating to the issues to the City Commission before 2nd reading of the ordinance.

See Citizen comment at the end of the minutes for further consideration and a request for the report prior to the first reading of the ordinance on August 11, 1997.

RECOMMENDATION *The City Commission hear concerns regarding issues relating to trees, retention ponds, property lines, etc., not included in the ordinance.*

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

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

Sarah Poll - Appreciation for Deborah Heights Speed Humps (NB)**David Blech - Additional Lighting at SW 2nd Ave & University Ave (NB)**

City Manager Bowers stated that he would return with a report on the issue.

City Commission Comment (If time available)

Charter Officer Updates**Clerk of the Commission****City Manager****General Manager for Utilities****City Attorney****970141 Fair Housing Ordinance.**

Assistant City Attorney Richard Whidden gave a presentation.

MOTION: Refer to the Fair Housing Board and ask the City Attorney to return to the City Commission with a comparison of this proposed ordinance and the Fair Housing Ordinance of Alachua County (Vote 3-1, Commissioner Jennings voted Nay)

RECOMMENDATION *The City Commission 1) hear a presentation on the status of the City's Fair Housing Ordinance; 2) authorize the City Attorney's Office to prepare and the Clerk of the Commission to advertise amendments to the City's Fair Housing Ordinance.*

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 by the following vote:

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

RECOMMENDATION *The City Commission 1) hear a presentation on the status of the City's Fair Housing Ordinance; 2) authorize the City Attorney's Office to prepare and the Clerk of the Commission to advertise amendments to the City's Fair Housing Ordinance.*

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Fair Housing Board, due back on January 28, 1998. The motion carried by the following vote:

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

City Auditor**Committee Reports (Pulled from Consent)****Public Works Committee****Personnel & Organizational Structure Committee****Public Safety Committee****Audit & Finance Committee****Legislative Committee****Regional Utilities Committee****Advisory Brds/Comm (Appointments/Waivers/Reports)****960735 Referral: Criteria for Professional Arts-Producing Institutions**

Gainesville/Alachua County Cultural Affairs Board Mitzi Calvert gave a presentation.

RECOMMENDATION *The City Commission: 1) accept the recommendations of the Gainesville/Alachua County Cultural Affairs Board regarding establishment of criteria and procedural guidelines for the Professional Arts-Producing Institutions' funding; and, 2) designate the Gainesville/Alachua County Cultural Affairs Board as the principal reviewing board to determine an agency's eligibility for PAPI status.*

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
Absent: Sande Calkins and Pegeen Hanrahan

970208 Neighborhood Advisory Board

Neighborhood Advisory Board Chair Susan Robell and Senior Planner Carolyn Morgan gave a presentation.

AMENDMENT: Keep the Personnel and Organizational Structure Committee informed.

RECOMMENDATION *The City Commission dissolve the Neighborhood Advisory Board and authorize the Department of Community Development to create a Neighborhood Development Task Force that will assist the Department with neighborhood development, comprehensive planning, and communication with neighborhoods.*

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

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

970222 City Beautification Board - Northeast Park Landscaping Project

City Beautification Board Chair Arnall Downs and Member Jacqueline Owens gave presentations.

Chairman B. Delaney recognized Citizen Warren Neilsen who spoke to the matter.

Commissioner P. DeLaney asked the City Manager to review the need of resurfacing the parking lot and provide a list of the recreational needs previously determined.

RECOMMENDATION *The City Commission hear a presentation from Ms. Owens on a plan to improve landscaping at Northeast Park.*

This matter was Placed on File

Outside Agencies

960127 Flyers on Utility Poles

Chairman B. Delaney recognized Citizens Bill Stephenson, Ernesto Londa, Heather Parker, Sara Zia-Ebrahimi, Mike Podolsky, Jenny Brown, American Civil Liberties Union (ACLU) Representative Charles Willett, Moe Rodriguez, Joe Quarter, James Arbethrall, Vincent Mallet, Arnall Downs, Linda McGurn, Jerry Barnes, Cindy Smith and Steven Bender who spoke to the matter.

RECOMMENDATION *The Public Works Committee recommends the City Commission: (1) authorize an amendment to Section 17-2 of the City of Gainesville Code of Ordinances to: (a) clarify that persons subject to the provisions of Section 17-2 are not only those who physically affix the signs and flyers but also those who cause the affixing of signs to utility poles and other facilities, (b) expand facilities and fixtures subject to the*

prohibition to include other utility equipment and traffic signal control facilities, (c) allow an exemption to the prohibition for non ornamental concrete utility poles only in an area to be determined in the vicinity of the University of Florida campus; (2) approve the implementation of an administrative policy that establishes the following criteria: (a) each pedestrian message shall be no larger than 11" x 17", (b) messages shall be affixed with easily removable adhesives, (c) messages shall be limited to one flyer per event per concrete pole, (d) all flyers shall be dated, (e) flyers may be posted no sooner than 10 days prior to an event and must be removed within 7 days after an event, (f) obscene or hate mongering messages shall be prohibited, (g) flyers should not cover identifying labels on poles such as pole numbers, (h) City Manager shall reserve the right to remove messages and flyers on a periodic basis; (3) authorize the placement of two pedestrian message boards in the downtown area at high pedestrian locations; (4) authorize staff to place additional trash receptacles in the downtown area and the above described context area; (5) direct the City Manager to develop a cleanup program and a public information campaign to notify the public of the new ordinance and administrative policy regarding flyers; (6) authorize the City Attorney to amend the Code to permit Section 17-2 to be enforced through the civil citation process; and (7) direct staff to research sign regulations to find possible ways to encourage businesses in the University area to put up message boards on their property.

Staff Recommendation: Staff supports committee recommendations 1 (a & b), 3, 4, 5, 6 and 7 and further recommends enforcement of a total prohibition and installation of the pedestrian boards on a demonstration basis. Staff is concerned that allowing placement of flyers on concrete utility poles within a particular location will lead citizens to conclude that flyers are allowed at other locations as well, and will create a significant enforcement burden in order to prohibit them in some locations and allow them in others.

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the Public Works Committee, due back on January 28, 1998. The motion carried by the following vote:

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

MOTION: Appropriate the \$25,000 from the 1996-1997 City Commission Contingency Fund; and further, bid lot 102 if the appraisal is not reasonable.

Chairman B. Delaney recognized Realtor Karen Black and College Park/University Heights Redevelopment Advisory Board Vice Chair Arnall Downs and Citizen Vincent Mallet who spoke to the matter.

RECOMMENDATION *The City Commission:*

- 1) Budget their portion of the \$25,000 Challenge Grant.*
- 2) Authorize the City Manager to accept the \$50,000 offer for lot 102 if the appraisal demonstrates that it is reasonable.*
- 3) Authorize the City Manager to negotiate the offer on behalf of the City Commission if the appraisal demonstrates that the property has a value of substantially more than the offered amount and accept any appropriate counter offer.*
- 4) Direct City Manager to initiate a land use and zoning change on the property to make it consistent with the land use and zoning on the existing Royal Village Apartments Project.*
- 5) Direct City Manager to commence vacation/abandonment/sale of the 40' right-of-way to the south of lot 102 to go into effect after the sale of lot 102 is completed.*
- 6) Direct City Manager to have his staff formulate a critical path for design and construction of public improvements associated with the Challenge Grant to be complete by July 1, 1998.*

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 by the following vote:

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

Members of the City Commission

970209 Mayor-Commissioner Bruce Delaney - Rental Ad-Hoc Committee

RECOMMENDATION *The City Commission hear a report from Chairman Bruce Delaney.*

This matter was Continued for August 11, 1997

970210 Mayor-Commissioner Pro Tem Pegeen Hanrahan

RECOMMENDATION *The City Commission discuss the "EPA Sustainable Community Demonstration Grant Application" and take action deemed appropriate.*

A motion was made by Commissioner DeLaney, seconded by Commissioner Jennings, to support the grant application conceptually; and further, use the normally spent funds in the community as the grant match. The motion carried by the following vote:

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

970211 Mayor-Commissioner Bruce Delaney

RECOMMENDATION *The City Commission consider funding the Code Enforcement software from the 1996-1997 City Commission Contingency Fund.*

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, to appropriate \$25,000 from the 1996-1997 City Commission Contingency Fund. The motion carried by the following vote:

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

Commission Comments

Adjourn Until 6:00 PM

Pledge of Allegiance

Troop #81

Proclamations

970213 Spotlight Employee for the Month of June

RECOMMENDATION *City employee Wesley Brewer to accept proclamation.*

This matter was Placed on File

970221 National Clown Week

RECOMMENDATION *Mary Bennett and Jim Gorgane to accept the Proclamation.*

This matter was Placed on File

Public Hearings

960101 Cedar Grove Street Access and Traffic Calming

Traffic Engineer Brian Kanely gave a presentation.

Chairman B. Delaney opened the public hearing.

Chairman B. Delaney recognized Citizens Jack Carter, Ruth Brown, Ed Jennings, Jr., Ron Riggins and Bob Davis, who spoke to the matter.

Chairman B. Delaney closed the public hearing.

RECOMMENDATION *The City Commission: 1) hear a report from staff; 2) approve access to the first phase of Cedar Grove II via N.E. 22nd Street, N.E. 23rd Street, and N.E. 12th Avenue/24th Street; 3) approve construction of traffic calming measures on N.E. 22nd Street, N.E. 23rd Street, N.E. 24th Street and N.E. 8th Avenue; 4) approve construction of drainage improvements on N.E. 23rd Street - 900 and 1000 blocks; and 5) approve a traffic study for the intersection of N.E. 8th Avenue and 15th Street.*

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., Pegeen Hanrahan and Bruce L. Delaney
Absent: Sande Calkins

970148 Fall Service Adjustments: Revised Proposal

Chairman B. Delaney opened the public hearing.

Chairman B. Delaney recognized Citizens Mary Hildebrand, Rosa B. Williams, Eddie James, Melissa Ware, Harriet Ludwig, Frankie Scott, Shelia Andrews, Ernest Graham, Harriet Singh, Damita Spencer, James Lyons, Janice Vinson, Maxine David-Thompson, Steve Schell, Cindy Smith, Kathy Linn, Sam Engle, Santo Battaglia, Jacqueline Batie, Cindy Henderson, Lenora McGowan, Shirley Richards, Carol Massey, Theresa O'Hanlon, Al Zubillaga, Tom Coward, Ronal Riggins, Coordinated Transportation System Executive Director Marian Mark, Citizens Dr. Ruth Steiner, Charles Willett, Vincent Mallet, Matha Fortineaux, Frederick Peterkin, Warren Nielsen, Ruth Brown, Bob Davis and Isaac Miles who spoke to the matter.

Chairman B. Delaney closed the public hearing.

FAILED SUBSTITUTE MOTION: Commissioner Hanrahan moved and Commissioner Jennings seconded to retain the current level of service until January, 1998 and ask the City Manager to find a funding source until a re-evaluation of the

level of service and routes (Motion Failed 2-2, Commissioner P. DeLaney and Chairman B. Delaney voted Nay)

MAIN MOTION AMENDMENT: Continue the minibus service through the 1st quarter of FY 1997-1998 (Motion Carried - 3-1, Commissioner Hanrahan voted Nay)

RECOMMENDATION *The City Commission: 1) receive a presentation from staff; and 2) approve the following service adjustments effective August 25, 1997.*

Route 1: No changes.

Route 2: Keep summer adjustments in effect all year and convert to flexible routing using one small bus with one-hour frequency. Saves two main buses.

Route 3: Operate south segment of the route on SW 2nd Avenue and terminate downtown. Maintain current one-hour frequency. Replace north segment of the route with a new flexible route. (See Route 12)

Route 4: Terminate route at Shands. Saves one main bus.

Route 5: Keep summer adjustments in effect all year.

Route 6: Drop NW 38th Street and add service to downtown. Operate on one-hour frequency.

Route 7: Convert to flexible routing using two small buses operating with one-hour frequency. Service to Tachachale discontinued, except for on demand service for the Americans with Disabilities Act (ADA) certified individuals only. Saves two main buses.

Route 8: No changes.

Route 9: Keep summer adjustments in effect all year.

Route 10: No changes.

Route 11: Keep summer adjustments in effect all year.

Route 12: New flexible route operating on the northern segment of the current Route 3 operating with one small bus with one-hour frequency.

Minibus: Discontinue all current Minibus Service which currently uses six small buses. Replace with Complementary Paratransit Service limited to individuals certified under ADA. Flexible routes using four small buses will deviate off established routes for ADA certified individuals only. Two

wheelchair equipped small buses will remain in Complementary Paratransit Service.

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

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

Commissioner Jennings left the meeting room.

970100 Proposed Use of U.S. Department of Justice Law Enforcement Block Grant Funds

Gainesville Police Department Chief Donald Shinnamon gave a presentation.

RECOMMENDATION *The City Commission: 1) hold a public hearing regarding the City's proposed use of funds awarded under the Local Law Enforcement Block Grants Program, established within the Bureau of Justice Assistance under the Fiscal Year 1997 Omnibus Appropriations Act (Public Law 104-208); 2) hear a report from staff on the City's proposed use of these funds; and, 3) receive written and oral public input about the local government's entire budget and the relation of the grant to the entire budget.*

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

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

960454 Residential Traffic Control Study - Surburban Heights

Traffic Engineer Brian Kanely gave a presentation.

AMENDMENT: Traffic Humps be as aesthically pleasing as possible

Chairman B. Delaney recognized Citizens Eloise Graham, Mr. & Mrs. Harold Consbruck and Jennifer Anhalt who spoke to the matter.

RECOMMENDATION *The Public Works Committee recommends the City Commission: 1) approve the installation of mini traffic circles at the following locations where all way stop control currently exists: NW 13th Avenue and 46th Street; NW 16th Place and 46th Street; NW 16th Place and 49th Terrace; NW 46th Street and 19th Avenue/19th Place; 2) approve the*

installation of a new 4-way stop and mini traffic circle at NW 17 Place and 46th Street; 3) approve the installation of landscaping in the mini traffic circles at the time of construction; and 4) approve the installation of two speed humps on NW 16th Place at 4700, 4701, 4710, 4711, and at 4810, 4811, 4820 and 4821.

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

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

Ordinances - 1st Readings- ROLL CALL REQUIRED

970087 Ordinance No. 0-97-42

AN ORDINANCE AMENDING SECTION 27-8 OF CHAPTER 27 OF THE CODE OF ORDINANCES OF GAINESVILLE, FLORIDA, DEFINING SAFE ACCESS; REDUCING THE AMOUNT OF TIME A METER IS ALLOWED TO BE INACCESSIBLE; AUTHORIZING REQUIRING THE PURCHASE AND INSTALLATION OF A REMOTE METERING DEVICE OR RELOCATION OF THE METER AT THE EXPENSE OF THE CUSTOMER; DELETING SUBSECTION (d); PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

970088 Ordinance No. 0-97-43

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (1) ELECTRICITY, SECTIONS g.2, h.2, AND i.2 OF THE GAINESVILLE CODE OF ORDINANCES BY REVISING THE POWER FACTOR ADJUSTMENT; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN

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

970104 Ordinance 0-97-44

An ordinance of the City of Gainesville, Florida, reappointing James L. Garrett and Carol Villemaire to the Gainesville Enterprise Zone Development Agency; and appointing Robert Woody to a vacancy on the Gainesville Enterprise Zone Development Agency; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Ordinances - 2nd Readings- ROLL CALL REQUIRED

961037 Ordinance No. 0-97-37; Petition No. 59TCH-97PB

An ordinance of the City of Gainesville, Florida, amending section 30-23 of the Land Development Code adding definitions pertaining to certain signs; amending section 30-316 of the Land Development Code, prohibiting sandwich board signs; amending section 30-318 of the Land Development Code, allowing certain pedestrian-oriented signs; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

961097 Ordinance No. 0-97-39, Petition No. 191SVA-96PB

An ordinance of the City of Gainesville, Florida; to vacate, abandon and close a

portion of N.W. 18th Street south of N.W. 31st Place, as more specifically described in the ordinance; reserving an easement over a portion of the right-of-way for public and private utilities; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

970013 Ordinance 0-97-35

An ordinance of the City of Gainesville, Florida, establishing a uniform fire hydrant distance by amending Section 10-7(a)(2) of the Code of Ordinance to provide for a fire hydrant distance of 500 feet; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Resolutions- ROLL CALL REQUIRED

970179 Fifth Avenue/Pleasant Street Amended Redevelopment Plan

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

970212 Rules of the City Commission

RECOMMENDATION *The City Commission adopt the 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: Paula M. DeLaney, Pegeen Hanrahan and Bruce L. Delaney
Absent: Sande Calkins and Edward L. Jennings, Sr.

970214 Local Minority Business and Local Small Business Procurement Program

RECOMMENDATION *The City Commission adopt a Resolution establishing a Local Minority Business and Local Small Business Procurement Program.*

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

970215 Joint Project Agreement Highway Lighting - Newberry Road from I-75 to N.W. 8th Avenue

ADDITIONAL MOTION: Commissioner P. DeLaney moved and Commissioner Hanrahan seconded to authorize staff to write a letter to the Florida Department of Transportation (FDOT) requesting consideration of the City of Gainesville's Lighting Standards and refer the issue to the City Beautification Board subcommittee (Motion Carried)

Chairman B. Delaney recognized City Beautification Board Chair Arnall Downs and Member Cindy Smith who spoke to the matter.

RECOMMENDATION *The City Commission: 1) adopt the Resolution and Joint Project Agreement Highway Lighting with the Florida Department of Transportation for Newberry Road from I-75 to N.W. 8th Avenue; and 2) authorize the Mayor-Commissioner and Clerk of the Commission to execute same substantially in the form on file, subject to approval by the City Attorney as to form and legality.*

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

RECOMMENDATION *The City Commission: 1) adopt the Resolution and Joint Project Agreement Highway Lighting with the Florida Department of Transportation for Newberry Road from I-75 to N.W. 8th Avenue; and 2) authorize the Mayor-Commissioner and Clerk of the Commission to execute*

same substantially in the form on file, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner DeLaney, seconded by Mayor-Commissioner Pro Tem Hanrahan, that this matter be Assigned to the City Beautification Board, due back on January 28, 1998. The motion carried by the following vote:

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

Plan Board Petitions

951413 (Petition 41TCH-96 PB), City Plan Board. Amend the City of Gainesville Land Development Code, Sec. 30-56(c), concerning parking of vehicles in residential districts; amend Sec. 30-330(a)(2)(c) concerning off-street parking in single-family districts; and add a definition of driveway parking area to Sec. 30-23, Definitions.

City Attorney Marion Radson, Community Development Director Tom Saunders, Planning Manager Ralph Hilliard, Senior Planner Onelia Lazzari and Public Works Director Theresa Scott gave presentations.

Chairman B. Delaney recognized Citizens Bruce DeLaney, Jean Chalmers, David Chalmers, Cindy Smith and Fred Peterkin who spoke to the matter.

AMENDMENTS: Change the following: 1) 5.a, reduce the maximum width; 2) 5.c, reduce to standard compact size; 3) 5.d, consider reducing to one (1) car; and 4) 6 iv, add language "or other significant design constraints" or wording determined by staff to broaden the requirement regarding families

RECOMMENDATION *The City Commission: 1) hear a presentation; 2) hear expert testimony regarding such problems; and 3) approve Petition 41TCH-96 PB as amended, with initial application only in the University Context Area.*

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

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

Development Review Board

Unfinished Business

Commission Comment

970225 Sister City Agreement

RECOMMENDATION *The City Commission authorize the Mayor-Commissioner sign the agreement with the City of Novorossiisk, Russia*

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

Votes: Aye: Paula M. DeLaney, Pegeen Hanrahan and Bruce L. Delaney

Absent: Sande Calkins and Edward L. Jennings, Sr.

Citizen Comment**Sarah Poll - Szechuan Omei Ordinance (NB)**

Citizen Sarah Poll requested further consideration of her concerns relating to the Szechuan Omei project.

Commissioner Hanrahan asked and Community Development Director Tom Saunders indicated that a report on the issues would be completed prior to the first reading of the ordinance on August 11, 1997.

Fred Peterkin - Clarification of Commissioner Comment (NB)**Adjournment - 12:57am****Items Pending in Committee (for information only)**

Kurt M. Lannon, Clerk of the Commission