

City of Gainesville

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



Meeting Minutes

Thursday, April 2, 2009

1:00 PM

City Hall Auditorium

City Commission

*Mayor Pegeen Hanrahan (At Large)
Mayor-Commissioner Pro Tem Jack Donovan (District 3)
Commissioner Thomas Hawkins (At Large)
Commissioner Jeanna Mastrodicasa (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Lauren Poe (District 2)
Commissioner Craig Lowe (District 4)*

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER - 1:08 PM**ROLL CALL**

Present: Pegeen Hanrahan, Craig Lowe, Jack Donovan, Jeanna Mastrodicasa, Scherwin Henry, Lauren Poe and Thomas Hawkins

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

Commissioner Lowe moved and Commissioner Poe seconded to adopt the Consent Agenda, as modified.

(VOTE: 5-0, Commissioners Henry and Mastrodicasa - Absent, MOTION CARRIED)

MODIFICATION: File #080906 - Request to Change Park Name (Westside Park) - (Remove from the Consent Agenda and place on the Regular Agenda for discussion.)

CITY MANAGER, CONSENT AGENDA ITEMS**080893. Acceptance of Florida EMS County Grant Award (B)**

This item requests approval to accept \$54,385 in reimbursement grant funding from the Florida Department of Health EMS Grant Program to be distributed to the City of Gainesville through Alachua County.

RECOMMENDATION

The City Commission authorize the City Manager to accept the award and to expend the funds for the items requested.

Alternate Recommendation A: The City Commission not authorize the City Manager to accept the award and expend the funds for the items.

This Matter was Approved as Recommended on the Consent Agenda.

080896. Human Resources Teleworking Policy (B)**RECOMMENDATION**

The City Commission approve the new Teleworking Policy.

This Matter was Approved as Recommended on the Consent Agenda.

080902. American Recovery and Reinvestment Act of 2009 Internet Crimes Against

Children Initiative (NB)**RECOMMENDATION**

The City Commission 1) authorize the City Manager to apply for these funds, and 2) execute any additional documents as may be required, subject to review and approval by the City Attorney.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**CITY ATTORNEY, CONSENT AGENDA ITEMS****080903. SETTLEMENT OF TORT CASE (B)**

Eugene Gamble, Jr. vs. City of Gainesville, a Florida municipality, and Christopher L. Perry; Alachua County Circuit Court; Case No.: 01-08-CA-1200.

RECOMMENDATION

The City Commission 1) approve the terms of the mediated settlement; and 2) authorize the City Attorney to settle the claim of Eugene Gamble, Jr. vs. City of Gainesville, a Florida municipality, and Christopher L. Perry; Alachua County Circuit Court Case No.: 01-08-CA-1200, on behalf of the City.

This Matter was Approved as Recommended on the Consent Agenda.

080939. CLERK OF COMMISSION - CUSTODIAL RESPONSIBILITIES (NB)**RECOMMENDATION**

The City Commission authorize the City Attorney to prepare, and the Clerk of the Commission to advertise, an ordinance amending Section 2-164 of the Gainesville Code of Ordinances relating to the custodial duties of the Clerk of the Commission and records fee.

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**080924. City Commission Minutes (B)****RECOMMENDATION**

The City Commission approve the minutes of March 19, 2009, as circulated.

This Matter was Approved as Recommended on the Consent Agenda.

**080926. Resignation of Gainesville Energy Advisory Committee Member Cynthia Kan
(B)**

RECOMMENDATION *The City Commission accept the resignation of Cynthia Kan
from the Gainesville Energy Advisory Committee effective
immediately and extends its appreciation for her services.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

**A motion was made by Commissioner Lowe, seconded by Commissioner Poe,
including all the preceding items marked as having been adopted on the
Consent Agenda. The motion carried by the following vote:**

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Thomas Hawkins and Pegeen Hanrahan

Absent: Scherwin Henry and Jeanna Mastrodicasa

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

*Commissioner Lowe moved and Commissioner Poe seconded to adopt the Regular
Agenda, as modified.*

(VOTE: 6-0, Commissioner Henry - Absent, MOTION CARRIED)

*NOTE: Commissioner Mastrodicasa entered the meeting room at 1:08 PM and
Commissioner Henry entered the meeting room at 1:11 PM.*

MODIFICATIONS:

*1. File #080923 - Evaluation of the Opportunity to Merge Alachua County and City
of Gainesville Equal Opportunity Functions - (Additional back-up submitted).*

*2. File #080962 - COPS Hiring Recovery Program - (Add to the Regular Agenda
under the "City Manager" category).*

3. File #070181 - Forest Stewardship Incentive Plan Referral - (Remove from the agenda).
4. File #080967 - Mayor Pegeen Hanrahan - Countywide Visioning and Planning Committee Member Affirmation - (Add to the agenda under "Members of the City Commission" category).
5. File #080960 - (New Proclamation) - Sons of the American Revolution Patriotic Day - (Add to the agenda under "Proclamations").
6. File #080227 - (Ordinance) Five Points Special Area Plan - (New ppt. submitted by an Agent for an Affected Party).
7. File #080947 - New Resolution - Board of Canvassers Election Results - (Add to the agenda).
8. File #080865 - Comprehensive Plan Comparison: Idylwild/Serenola Special Area Study - (Revised staff ppt. submitted).
9. File #070399 - Site Selection Confirmation for the Fleet Management Garage and Materials Storage Facility - (Received ppt. after the deadline).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

080923. Evaluation of the Opportunity to Merge Alachua County and City of Gainesville Equal Opportunity Functions (B)

Human Resources Director Sandy Barnard and Equal Opportunity Director Jimmie Williams gave presentations.

MOTION: 1) Hold the Equal Opportunity Workshop that is tentatively scheduled regarding the Equal Opportunity Office and include the entire City Commission before talking with the County; 2) talk with the County before moving forward with a decision; and 3) advertise the City Commission/ EO Workshop on Channel 12.

RECOMMENDATION

Staff recommends option 7 or 3. Staff believes that, no matter the recommendation adopted, that a great opportunity exists for an on-going dialogue between the City and the County EO staff that will benefit the community. Therefore, we recommend the implementation of a joint inter-governmental City-County Equal Opportunity advisory staff group that meets quarterly to discuss and evaluate issues relative to

equal opportunity in the community.

A motion was made by Mayor-Commissioner Pro Tem Donovan, seconded by Commissioner Lowe, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080906. Request to Change Park Name (B)

This item involves a request to change the name of Westside Park to Albert “Ray” Massey Park.

Recreation and Parks Director Steve Phillips gave a presentation.

AMENDMENT: Rename the Westside Recreation Center the Albert "Ray" Massey Recreation Center and rename Westside Park the Albert "Ray" Massey Westside Park.

Chair Hanrahan recognized Will Massey who spoke to the matter.

RECOMMENDATION *Recommended Motion: The City Commission approve the request to rename Westside Park the Albert “Ray” Massey Park.*

Alternative Recommendation: The City Commission decline the request to rename Westside Park the Albert “Ray” Massey Park.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080962. COPS Hiring Recovery Program (CHRP) (B)

Gainesville Police Chief Norm Botsford gave a presentation.

RECOMMENDATION *The City Commission authorize the City Manager to apply for the COPS Hiring Recovery Program grant under the COPS funding for 20 police officers.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

GENERAL MANAGER FOR UTILITIES

080860. Proposed Revisions to Service Charges and Temporary Hydrant Meter Fees (B)

Staff has performed cost studies on the service charges, such as activation charges to open a new account or relocate service, and after hour charges to reconnect power after hours at a customer's request, and has identified the appropriate prices for the charges based on actual cost of service. Adjusting these service charges to the correct levels will allocate costs to those customers utilizing these services, rather than having these items spread over the entire customer base.

Additionally, the deposits required and monthly fees charged for use of temporary hydrant meters (for use on construction sites, primarily) do not recover the cost of the meter if not returned or the cost of installation and removal of the meters by GRU personnel. Costs that are not recovered from customers using this service are left to be recovered from the rest of the customer base. Staff is also proposing revising the deposit, monthly service charge and usage charge for temporary hydrant meters to recover costs appropriately.

GRU Utility Analyst Diane Wilson and Water/Wastewater Engineering Director Ron Herget gave presentations.

AMENDMENT: Using the \$60 monthly base charge instead of \$30.

Chair Hanrahan recognized Pat Fitzpatrick who spoke to the matter.

RECOMMENDATION *The City Commission 1) Receive a presentation on the proposed Service Charges and Temporary Hydrant meter deposits and; and 2) Authorize the City Attorney to draft and the Clerk to advertise said changes to Gainesville Code of Ordinances.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

REGIONAL UTILITIES COMMITTEE

070181. Forest Stewardship Incentive Plan Referral Item #070181(B)

Protection of forest ecosystems is a critical concern related to the development of a biomass fueled power plant to serve the Gainesville Community. The Regional Utilities Committee (RUC), working with staff, an advisory group of professionals involved in the forest industry, consultants, and concerned citizens have developed a plan to help assure protection of forest ecosystems. The key elements of this plan are minimum standards that assure that industry best management practices are followed for any fuel acquired for the proposed power plant, and a financial incentive plan to reward growers that invest in superior forest management practices as certified by selected independent certification programs.

RECOMMENDATION

Receive a presentation from staff and: 1) adopt the forest steward plan as described in the attached document entitled Stewardship Incentive Plan for Biomass Fuel Procurement; 2) adopt the policy of supporting regulatory changes that would improve the protection of endangered and threatened species; and 3) remove item #070181 from the RUC referral list.

Withdrawn

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

080967. Mayor Pegeen Hanrahan - Countywide Visioning and Planning Committee Member Affirmation (NB)

RECOMMENDATION

The City Commission affirm the appointments of Commissioner Craig Lowe and Commissioner Thomas Hawkins to the Countywide Visioning and Planning Committee.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

COMMISSION COMMENTS (if time available)**Commissioner Lauren Poe**

Long term plan for child advocacy services for abused or neglected children.

Commissioner Jack Donovan

1. Strategies for Energy Efficiency - Direct staff to arrange a presentation by former Alachua County Commissioner Penny Wheat to the City Commission at a future City Commission meeting.

2. Closing of Alachua General Hospital (AGH) - Request for Shands to give a presentation to the City Commission regarding the reasons for closing AGH - See following file #080968.

3. Plan Board Permit renewal limiting the meals served at the St. Francis House to 130 meals per day - See following file #080969.

Assistant City Manager Fred Murry made comments.

080968. Closing of Shands at Alachua General Hospital (AGH) Closing (NB)

Chair Hanrahan recognized Kali Blount who spoke to the matter.

RECOMMENDATION *The City Commission authorize the Mayor to write a letter of request to Shands Health Care asking them to explain why AGH is closing and to attend a City Commission meeting or a joint City/County Commission meeting.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080969. St. Francis House - Plan Board Permit Limiting the Number of Meals Served Per Day (NB)

Assistant City Manager Fred Murry made comments.

RECOMMENDATION *The City Commission direct staff to come back as quickly as possible with some alternative responses to help meet the growing need of hungry people in our community.*

A motion was made by Mayor-Commissioner Pro Tem Donovan, seconded by Commissioner Henry, that this matter be Referred to the City Manager, due back on October 2, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

Commissioner Jeanna Mastrodicasa

Meeting in Tallahassee with the City's local delegation and the Alcoholic Beverages and Tobacco Division.

RECESS - 3:29 PM

RECONVENE - 5:32 PM

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

080919. Jazz Appreciation Month - April 2009 (B)

RECOMMENDATION *Gainesville Friends of Jazz, Inc. President Scott Koons to accept the proclamation.*

Heard

080920. Child Abuse Prevention Month - April 2009 (B)

RECOMMENDATION *Alachua County Child Abuse Prevention Task Force Chair Annie McPherson to accept the proclamation.*

Heard

080921. Administrative Professionals Week - April 19-25, 2009 (B)

RECOMMENDATION *IAAP President Melonie Bradley, Vice-President Rachel DiSesa McGriff, and Secretary Kathryn McGregor to accept the proclamation.*

Heard

080960. Sons of the American Revolution Patriotic Day - April 19, 2009 (B)

RECOMMENDATION

Sons of the American Revolution Past President Ray Davis to accept the proclamation.

Heard

CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

Viola Moore

Homeless Issues.

John W. Henry

Prostitution on SW 3rd Avenue and 3rd St.

Mark van Soestbergen

GRU Project.

Pat Fitzpatrick

Homeless Issues - Plan Board Permit for St. Francis House - 130 meal per day limit.

080982. Citizen Comment - Pat Fitzpatrick (B)**RECOMMENDATION**

The City Commission hear comments from Pat Fitzpatrick and place back-up submitted on file.

Placed on File

Theodore McLeod

GPD/EO Issues.

Jerry Williamson

GPD/EO Issues.

080981. Citizen Comment - Theodore McLeod and Jerry Williamson (B)**RECOMMENDATION**

The City Commission hear comments from Theodore McLeod and Jerry Williamson and place back-up submitted on File.

Placed on File

Gabe Hillel

Butterfly City.

PUBLIC HEARINGS

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

061124. URBAN MIXED-USE 1 BUILDING HEIGHTS (B)

Ordinance No. 0-09-01; Petition No. 34TCH-07 PB

An ordinance of the City of Gainesville, Florida, relating to density and building height in the Urban Mixed-Use 1 zoning district (UMU-1: up to 75 units/acre); amending subsection 30-65.1(d)(4) of the Land Development Code by deleting redundant references to density and building height; amending subsection 30-65.1(d)(5) by imposing a maximum overall building height with a minimum of two stories and a maximum of six stories and by deleting the option of seeking additional stories by special use permit; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Thomas Hawkins and Pegeen Hanrahan

Absent: Jeanna Mastrodicasa

061125. COLLEGE PARK SPECIAL AREA PLAN BUILDING HEIGHT REGULATIONS (B)

Ordinance No. 0-09-09; Petition No. 35TCH-07 PB

An ordinance of the City of Gainesville, Florida, relating to building height in the College Park Special Area Plan; amending Appendix A, Section 3, Exhibit B, College Park Special Area Plan, of the Land Development Code, by revising the overall maximum building heights and minimum and maximum number of stories for Type I and Type II new construction; by deleting the option for additional stories by Planned Development rezoning for Type I new construction; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Planning Manager Ralph Hilliard gave a presentation.

Chair Hanrahan recognized Dr. Jimmy Harnsberger who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Henry, seconded by Mayor-Commissioner Pro Tem Donovan, that this matter be Adopted on First Reading (Ordinance).

The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Thomas Hawkins and Pegeen Hanrahan

Absent: Jeanna Mastrodicasa

080565. PLANNED DEVELOPMENT AMENDMENT - ALACHUA HEALTH SERVICES STILLPOINT (B)

Ordinance No. 0-08-89, Petition No. 115PDA-08PB

An Ordinance of the City of Gainesville, Florida; amending Ordinance No. 3830 amending the Planned Development, commonly known as "Alachua Health Services Stillpoint", generally located in the vicinity of 2730 N.W. 39th Avenue; amending the list of principal permitted uses; adopting a new Development Plan, as more specifically described in this ordinance; adopting new development plan maps and a planned development report; adopting additional conditions and restrictions; repealing the Development Plan approved by Ordinance No. 3830; providing for penalties; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Senior Planner Scott Wright gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Donovan, seconded by Commissioner Henry, that this matter be Adopted on First Reading (Ordinance).

The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

080456. REGULATION OF NON-MOTORIZED VEHICLES FOR HIRE (B)

Ordinance No. 0-09-06

An Ordinance of the City of Gainesville, Florida, relating to the regulation of non-motorized vehicles for hire; amending Chapter 28 of the Gainesville Code of Ordinances, by establishing "Articles" for the chapter titled Vehicles For Hire; titling existing provisions as "Article I. Motorized Vehicles"; amending § 28-2, Definitions, by modifying the definition of "driver", "vehicle for hire" and by adding a definition for Vehicle for Hire Administrator; creating a new Article II titled as "Non Motorized Vehicles"; providing definitions; providing for non-motorized vehicle regulations, standards, and permit requirements;

providing for driver regulations, standards and permit requirements; providing for enforcement; providing penalties; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

GPD Captain Ed Posey gave a presentation.

Chair Hanrahan recognized Gainesville Rickshaw owner Alex Ramos who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080755. LIVING WAGE (B)

Ordinance No. 0-09-09

An ordinance of the City of Gainesville, Florida, creating Article IX, of Chapter 2 of the City of Gainesville Code of Ordinances, establishing a living wage requirement for certain employees of contractors providing selected services to the city; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

REFERRAL: Living Wage Ordinance - Employer size threshold further analysis. See following referral item #080978.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080978. Living Wage Ordinance - Employer Size Threshold Referral (NB)

RECOMMENDATION *The City Commission refer the issue of the employer size threshold (in the Living Wage Ordinance) to staff for further analysis and a report back to the City Commission.*

A motion was made by Commissioner Lowe, seconded by Commissioner Mastrodicasa, that this matter be Referred to the City Manager, due back on October 2, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080227. FIVE POINTS SPECIAL AREA PLAN (B)**ORDINANCE NO. 0-08-70; PETITION 89TCH-08 PB**

An ordinance of the City of Gainesville, Florida, amending Chapter 30, Appendix A, Section 8, Exhibit A(f)(9) of the Land Development Code, relating to the prohibited uses within the Five Points Special Area Plan; by adding social services (MG-83), residences for destitute people, food distribution centers for the needy, dormitories, rooming houses and boarding houses (GN-702), rehabilitation centers, and social services homes or halfway houses to the list of prohibited uses; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Neighborhood Planning Coordinator John Wachtel, Environmental Consultant and Design Representative Rachel Swaysland, Attorney for the Affected Party Jennifer Springfield, and Planning Manager Ralph Hilliard gave presentations.

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

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa and Pegeen Hanrahan
Nay: Thomas Hawkins

RESOLUTIONS- ROLL CALL REQUIRED

080947. A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, election held March 24, 2009; and providing an immediate effective date. (B)

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Lowe, seconded by Mayor-Commissioner Pro Tem Donovan, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

PLAN BOARD PETITIONS

080898. One-Year Time Extension Eagle Trace Planned Development (B)

PZ-08-00111. Legislative Matter No. 000000. Causseaux, Hewett & Walpole, Inc., agent for Diamond Regal Development, Inc. Development plan review for the phased construction of additional dwelling units within an existing multi-family development. Zoned: PD (Planned Development). Located at 1609 NW 29th Road.

Planning Manager Ralph Hilliard gave a presentation.

RECOMMENDATION *Staff to City Commission - The City Commission approve the requested one-time, one-year extension of the phasing and development schedule for the Eagle Trace Planned Development (PD).*

A motion was made by Commissioner Poe, seconded by Commissioner Henry, that this matter be Approved (Petition). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa and Pegeen Hanrahan
Nay: Thomas Hawkins

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

080865. Comprehensive Plan Comparison: Idylwild/Serenola Special Area Study (B)

This is a presentation on the Comprehensive Plans of Alachua County and the City of Gainesville in relation to the Idylwild/Serenola Special Study Area and how it relates to annexation in the area.

Strategic Planning Manager Karen Billings, Planning Manager Ralph Hilliard, and Attorney for the Petitioner David Coffey gave presentations.

Chair Hanrahan recognized Dian Deevey, Hal Eddy, Ellen West, Mary McCarty, Diane Forkel, Gabriella Vashefski and Jennifer Springfield who spoke to the matter.

RECOMMENDATION *The City Commission: hear a report from staff, and take any appropriate action.*

No Action Taken

070399. Site Selection Confirmation for the Fleet Management Garage and Materials Storage Facility (B)

Assistant City Manager Fred Murry and General Services Director Milton Reid gave presentations.

Chair Hanrahan recognized Steven Scott, Larry Cheshire, David Basker, Helen

Karsh, Tom Ross, John Cox, Barbara Ruth, Timothy Payne, Alex Patton, Jonathan Moser, Frank McGowan, Dr. Jimmy Harnsberger, Susan Fairforest and Maria Parsons who spoke to the matter.

AMENDMENT (REFERRAL): Refer to the Community Development Committee the issue of framing a process for a design charrette, or future use of the existing site after the Fleet Maintenance Facility and the Materials Storage Facility have been moved. See following referral item #080980.

RECOMMENDATION

The City Commission: 1) approve the purchase of the JDF Logistics, Inc. property for a price of \$1.3 million and 2) authorize the City Manager or his designee to begin the design of the Fleet Garage and Materials Recycling and Storage operation.

Alternative Recommendation A: The City Commission deny the purchase of the property and give staff specific direction as to how to proceed with the relocation of the Fleet Management and Materials Storage Facility.

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

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

080980. Design Charrette/Future Use of the 39th Avenue Public Works Compound (NB)

RECOMMENDATION

The City Commission refer the issue of framing a process for a design charrette, or future use of the existing site after the Fleet Maintenance Facility and the Materials Storage Facility have been moved to the Community Development Committee.

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, that this matter be Referred to the Community Development Committee, due back on October 2, 2009. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Jack Donovan, Lauren Poe, Scherwin Henry, Jeanna Mastrodicasa, Thomas Hawkins and Pegeen Hanrahan

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Jack Donovan

- 1. Electric Vehicles.*
- 2. UF Basketball Games Parking - Referred to staff and the University Park Neighborhood Association without objection.*

Assistant City Manager Fred Murry made comments.

Commissioner Scherwin Henry

Seminary Lane.

Assistant City Manager Fred Murry made comments.

CITIZEN COMMENT

Rob Brinkman

FMPA Meeting - Participation in the Levy Nuclear Plant.

General Manager Bob Hunzinger made comments.

Commissioner Jack Donovan

Levy Nuclear Plant - Environmental Impacts.

Commissioner Craig Lowe

GRU voting at the FMPA meeting regarding Nuclear Energy. Referred to GRU staff to agenda this issue for the April 16, 2009 meeting without objection.

ADJOURNMENT - 10:13 PM

Kurt M. Lannon, Clerk of the Commission