

City of Gainesville

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



Meeting Minutes

Monday, September 11, 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

Father David Pittman, Holy Trinity Episcopal Church

ROLL CALL

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

CONSENT AGENDA

Commissioner Pegeen Hanrahan moved and Commissioner Chuck Chestnut seconded to approve the Consent Agenda with the following modifications:

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

1. File No. 000381 - Purchase of Video Editing Equipment for the Gainesville Police Department (WITHDRAWN)

2. File No. 000267 - Outstanding Audit Recommendations (MOVE TO THE REGULAR AGENDA)

CITY MANAGER, CONSENT AGENDA ITEMS

000380 Amendment to Settlement Agreement with Trader Tom's (B)

RECOMMENDATION *The City Commission approve the amendment to the Settlement Agreement between the City of Gainesville and Trader Tom's Florida Fried Chicken, Inc., Section 13; subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000381 Purchase of Video Editing Equipment for the Gainesville Police Department (B)

RECOMMENDATION *The City Commission authorize the City Manager to execute the Purchase Order to Digital Video System in an amount not to exceed \$37,000 for the purchase of video editing equipment.*

Withdrawn

000382 NE 8th Avenue Traffic Calming Between NE Boulevard and Waldo Road (City Project #98-023 Change Order #1) (B)

RECOMMENDATION *The City Commission: 1) approve the issuance of Change Order #1 to the purchase order for the John C. Hipp Construction Company in the amount of \$41,245.40, increasing the total amount of the purchase order to \$249,218.45; and 2) authorize the City Manager, or his designee, to execute the contract amendment subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000383 Cedar Grove II Development - Amendment to the Contract for Architectural Services (NB)

RECOMMENDATION *The City Commission: 1) approve Fugleberg Koch Architects, Inc. as a specified source for architectural services for the Cedar Grove II development; 2) authorize an extension of the existing contract between the City and Fugleberg Koch Architects, Inc.; and 3) authorize the City Manager or his designee to execute a contract amendment to the existing contract between the City and Fugleberg Koch Architects, Inc. that extends the existing contract through the completion of the Cedar Grove II development , subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000385 Florida Department of Transportation Grant for Computerized Sign Fabrication System (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.

000386 Contract for Redi-Mix Concrete (B)

RECOMMENDATION *The City Commission: 1) award a contract to Rinker Materials Corporation as primary provider for pick up items including concrete, flowable fill and extruded curb mix, and secondary provider for delivered concrete; 2) award a contract to Southdown Inc. as primary provider for delivered concrete, and secondary provider for pick up items; and 3) authorize the City Manager, or his designee, to execute contracts with Rinker Materials Corporation and Southdown*

Inc., subject to approval of the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

000387 Professional Surveying and Mapping Services for FY 2001 (B)

RECOMMENDATION *The City Commission authorize the City Manager or designee to execute the First Extensions to the contracts with John W. Myers and Associates, P.A., Surveyors & Mappers, and Terrence Brannan Land Surveyor, Inc., for Professional Surveying and Mapping Services, extending the term of the contracts from October 1, 2000 to September 30, 2001, subject to approval of the City Attorney as to form and legality and subject to final appropriation of funds for FY 2001.*

This Matter was Approved as Recommended on the Consent Agenda.

000388 Renewal of Public Education for Recycling and Reduction of Solid Waste and Yard Trash Contract (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager or his designee to execute a contract with Group 5 & Associates, Inc., for the period of October 1, 2000 through September 30, 2001, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of a purchase order to Group 5 & Associates, Inc., in an amount not to exceed \$45,030 for the public education services for recycling and reduction of solid waste and yard trash for residential customers for fiscal year 2000-2001, subject to availability of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

000389 Purchase of Light Trucks, Vans and Other Vehicles (B)

RECOMMENDATION *The City Commission: 1) award the contract for the procurement of Light Trucks, Vans and Other Vehicles to Wade Raulerson Pontiac, GMC, & Isuzu of Gainesville for a 3-year period and two (1) year extensions if mutually agreed upon by the City and the vendor; 2) authorize the City Manager or his designee to execute the contract subject to approval by the City Attorney as to form and legality; and 3) authorize the City Manager to approve purchases made under this agreement.*

This Matter was Approved as Recommended on the Consent Agenda.

000390 Interlocal Agreement with Alachua County to Administer its Anti-discrimination Ordinance in the City Limits of Gainesville (B)

RECOMMENDATION *The City Commission approve the Interlocal Agreement between the City of Gainesville and Alachua County for the County to administer its Anti-discrimination Ordinance in the City limits of Gainesville.*

This Matter was Approved as Recommended on the Consent Agenda.

000391 Contract for Paging Services (B)

RECOMMENDATION *The City Commission: 1) approve the selection of Verizon Wireless for the initial contract period plus up to two one year extensions providing service is acceptable; and 2) authorize the City Manager or designee 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.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

000403 Contract Extension Installation of Gas Pipe for FY 2001 (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to negotiate and execute an amendment to the contract with Hamlet Construction Company, Inc., extending the term of the gas pipeline installation contract for a period of twelve months, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase order(s) to Hamlet Construction Company in amounts not to exceed \$250,000, subject to final appropriation of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

000404 Amendment to the Contract for Professional Surveying and Mapping Service (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to negotiate and execute amendments to the contracts with George Young, Inc., Terrence Brannan, Eng, Denmen & Associates and John W. Myers & Associates,*

extending the term of the contracts through FY 2001, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders in amounts not exceeding budgeted amounts, subject to final appropriations of funds.

This Matter was Approved as Recommended on the Consent Agenda.

000405 Amendment to the Contract for Professional Engineering Services Associated with Water and Wastewater Systems (NB)

RECOMMENDATION *The City Commission: 1) authorize the General Manager or his designee to negotiate and execute amendments to the contracts with Black & Veatch, LLP; Causseaux & Ellington, Inc.; CH2M Hill; Eng, Denman & Associates, Inc.; EFM Group, Inc.; Gresham, Smith and Partners; Jones, Edmunds & Associates, Inc; and Robert Bates & Associates, Inc., extending the term of the Professional Engineering Services contract for a period of twelve months, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase order(s) for engineering services in the amount not to exceed the Water and Wastewater Capital Improvement Budget for FY 2001, subject to final appropriation of funds.*

This Matter was Approved as Recommended on the Consent Agenda.

000406 Partial Release of Easement at 2106 NW 27th Terrace, Brywood Addition No. 1, Lot 33 (NB)

RECOMMENDATION *The City Commission: 1) approve the partial release of a platted public utilities easement to Alton R. and Gay L. Greninger; and 2) authorize the Mayor and Clerk of the Commission to execute the Partial Release of Easement, subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

000407 Authorization To Intervene In Future Regulatory Actions (NB)

RECOMMENDATION *Authorize the General Manager or his designee to intervene in future regulatory proceedings of the Federal Energy Regulatory Commission, the Florida Public Service Commission and the Nuclear Regulatory Commission as required to protect the best interests of the City.*

This Matter was Approved as Recommended on the Consent Agenda.

CITY ATTORNEY, CONSENT AGENDA ITEMS

000378 GIOVANNA HOLBROOK v. BOARD OF ADJUSTMENT, CITY OF GAINESVILLE/ALACHUA COUNTY CIRCUIT; CASE NO.: 00-1838-CA (B)

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Giovanna Holbrook v. Board of Adjustment/City of Gainesville; Case No.: 00-1838-CA.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMUNITY REDEVELOPMENT AGENCY, CONSENT

000392 College Park and University Heights Streetscape Guidelines (B)

RECOMMENDATION *Community Redevelopment Agency to the City Commission: 1) omit the first three sentences on page six, section 7, entitled "Trees and Shade"; and 2) approve the University Heights and College Park Neighborhoods Streetscape Guidelines in concept.*

This Matter was Approved as Recommended on the Consent Agenda.

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PUBLIC WORKS COMMITTEE, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

000241 Legal Office Expenses from Law Enforcement Contraband Forfeiture Trust Fund (NB)

RECOMMENDATION *The City Commission authorize the Gainesville Police Department to appropriate \$15,000 from the Federal Forfeiture Fund balance account (108-2710) into line item 108-810-8112-5210-3910. Funds are available in the Federal Law Enforcement Contraband Forfeiture Trust Fund, and is allowable per Federal 21 U.S.C. § 881, found in the U.S. Department of Justice "A Guide to Equitable Sharing of Federally Forfeited Property for State and Local Law Enforcement Agencies". The balance in the Federal Trust*

Fund is \$271,407.77.

This Matter was Approved as Recommended on the Consent Agenda.

RECREATION AND CULTURAL AFFAIRS COMMITTEE, CONSENT

AUDIT AND FINANCE COMMITTEE, CONSENT

- 000270** **Fiscal Year 1999 Operating Funds Quarterly Monitoring Report - Quarter Ending June 30, 2000 (B)**
...Explanation
The City's General Government Budget Policy requires staff to prepare and submit a quarterly budget compliance report in substantially the same form as the final budget document, for all major operating funds, including the status of General Fund fund balances, to the Audit and Finance Committee.
...Recommendation
The Audit and Finance Committee reviewed and recommends that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 2000.
- RECOMMENDATION** *The Audit and Finance Committee reviewed and recommends that the City Commission receive the quarterly budget monitoring report for the quarter ended June 30, 2000.*

This Matter was Approved as Recommended on the Consent Agenda.

- 000275** **Third Quarter Financial Report for GRU as of 6/30/2000 (B)**
- RECOMMENDATION** *The Audit and Finance Committee reviewed and recommends that the City Commission receive the Third Quarter Financial Report from Gainesville Regional Utilities.*

This Matter was Approved as Recommended on the Consent Agenda.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

- 000379** **City Commission Minutes (B)**
- RECOMMENDATION** *The City Commission approve the minutes of August 14, 2000 & August 28, 2000 as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

- 990185** **Charter Change (NB) (Reconsideration)**

RECOMMENDATION *The City Commission appoint a Charter Review Committee at its September 11, 2000 City Commission meeting to specifically address a Charter change regarding an increase of two Commissioners upon a population increase to 110,000. The deadline for the Committee's recommendations will be the November 27, 2000 City Commission meeting. The Committee would be requested to make any other suggestions concerning the Charter but would not be authorized to develop any other Charter amendments unless first approved by the City Commission.*

This Matter was Approved as Recommended on the Consent Agenda.

000221 Equal Opportunity - Charter Amendment (NB) (Reconsideration)

RECOMMENDATION *The City Commission continue submitting a Charter Amendment Bill to the Legislature.*

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to approve the Regular Agenda with the following modifications:

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

- 1. FILE NO. 000055 - Civil Citations (STRIKE FROM THE AGENDA)*
- 2. FILE NO. 000229 - Petition 102LUC-00PB, Protestant Episcopal Church (St. Michael's Church) (MOVE TO THE END OF THE AGENDA)*
- 3. FILE NO. 000014 - Petition 60PDV-00PB (ADD PETITION TO THE AGENDA WITH A RECOMMENDATION TO MOVE TO THE OCTOBER 9, 2000 REGULAR CITY COMMISSION MEETING AT 6:00 PM, OR AS SOON THEREAFTER AS MAY BE HEARD.)*

CLERK OF THE COMMISSION

000411 Charter Review Committee (NB)

MOTION: The City Commission: 1) Accept the appointments of Sherwin Henry, nominated by Commissioner Warren Nielsen; J.T. Frankenberger nominated by Commissioner Pegeen Hanrahan and Bruce Brashear nominated by Chair Paula M. DeLaney to the Charter Review Committee; 2) provide the Clerk with nominations from Chuck Chestnut and John Barrow within the next few days; and 3) ask the Clerk to work with the City Attorney's Office to identify the person who will be staffing this committee.

RECOMMENDATION *The City Commission appoint members to a Charter Review Committee.*

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

000412 Special Meeting (B)

RECOMMENDATION *The City Commission schedule a joint meeting with the Alachua County Commission on Metropolitan Transportation Planning Organization (MTPO) Representation, Environmental Jurisdiction, and Joint Planning on October 18, 2000, and invite the County's other municipalities, the University of Florida, the School Board of Alachua County and Santa Fe Community College to attend.*

Discussed**000439 Quarterly Meetings with the Alachua County Commission (NB)**

RECOMMENDATION *The City Commission direct staff to identify 4 dates for Quarterly Meetings with the Alachua County Commission beginning in January.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Hanrahan, that this matter be Referred to the Clerk of the Commission, due back on September 25, 2000. The motion carried by the following vote:

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

000414 General Issue Meetings (NB)

RECOMMENDATION *The City Commission schedule General Issue meetings for:*

*October 2, 2000 - 3:00-5:00pm - Room 16
November 6, 2000 - 6:00-8:00pm - Auditorium
January 29, 2001 - 3:00-5:00pm - Room 16
February 19, 2001 - 6:00-8:00pm - Auditorium
March 29, 2001 - 3:00-5:00pm - Room 16
April 30, 2001 - 6:00-8:00pm - Auditorium*

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

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

000416 National League of Cities Meeting (B)

RECOMMENDATION *The City Commission select a voting delegate for the meeting if necessary.*

Discussed**CITY MANAGER****971003 Florida Park Traffic Calming (B)**

City of Gainesville Public Works Transportation Manager Brian Kanely gave a presentation.

Chair Paula M. DeLaney recognized Citizens John Ward, Joseph Conrad, Helen Hill and Combs Lumber Representative Joseph Bartlett spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation from the Public Works Department on the NW 10th Avenue and NW 18th Terrace Traffic Calming and Sidewalk Construction Project.*

Heard

990479 Cone Park (NB)

City of Gainesville Assistant City Manager Carl Harness gave a presentation.

Chair Paula M. DeLaney recognized Dr. Thomas Hawkins spoke to the matter.

RECOMMENDATION *The City Commission hear an update on the Cone Park Project.*

Heard

000393 Metropolitan Transportation Planning Organization (MTPO) (NB)

City of Gainesville Public Works Transportation Planning Analyst Linda Dixon gave a presentation.

RECOMMENDATION *The City Commission hear a report from staff regarding the September 14, 2000 meeting of the Metropolitan Transportation Planning Organization (MTPO).*

Heard

000394 Technology Enterprise Center Budget (B)

City of Gainesville Economic Development Director Conchi Ossa gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a presentation from staff regarding the Technology Enterprise Center operating budget; 2) appropriate the funds needed from the General Fund fund balance to operate the facility during fiscal years 2001 and 2002; and 3) authorize the City Manager to advertise, interview and hire a temporary manager and executive assistant for the facility.*

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

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

000395 Code Enforcement Neighborhood Volunteer Program (B)

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

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

Heard

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

FIRST MOTION:

Commissioner Chuck Chestnut moved and Commissioner Warren Nielsen seconded to approve the City Manager's Recommendations for Advisory Board's Budgets.

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

Chair Paula M. DeLaney recognized Public Recreation Board Member Jack Hughes who spoke to the matter.

City of Gainesville Parks and Recreation Director Cliff Crawford, Assistant City Manager Carl Harness, Assistant City Auditor Eileen Marzak, Parks Manager Pat Byrne, Administrative Services Director Glenda Currie, Police Chief Norm Botsford, Fleet Management Director Milton Reid, East Gainesville Development Task Force Representative Patricia West and North Florida Small Business Association Representative Phillip Geist gave presentations.

SECOND MOTION:

Commissioner Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to appropriate the following funds:

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

East Gainesville Development Task Force - \$28,125

Track Teams - \$3,000

Hurricane Hunters - \$2,500

Aerial Photography - \$50,000

Zoning Advertisements - \$10,000

Playground Equipment - \$35,000 (from fund balance)

Tree Wells - \$8,400

Demolitions - \$7,728

Helicopter - \$68,310

THIRD MOTION:

Commissioner Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to roll over any available travel funds that have not been used by the end of the year to be used for Growth Management travel.

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

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

Approved, as shown above

RECESS - 5:13 PM

RECONVENE - 5:40 PM

CITIZEN COMMENT

Dr. Kathy Cantwell

Requested that the City Commission endorse Charter Amendment 1 and the other Charter Amendments.

(See next item)

000428 Alachua County's Charter Amendments Resolution (B)

Note: The Resolution was submitted to the City Commission and then referred to the City Attorney to review as to form and legality. This Resolution will be advertised and placed on the September 25, 2000 Agenda or the October 9, 2000 Agenda for consideration.

RECOMMENDATION *The City Commission hear a presentation.*

Referred to City Attorney

Sara Poll

*Tree Trimming Issues
(see following item)*

000429 Tree Trimming Issues (NB)

Note: The City Commission requested that the General Manager for Utilities and the City Manager look into this issue and come back with report at the next City Commission Meeting.

RECOMMENDATION *The City Commission hear comments from Citizen Sara Poll.*

Referred to City Manager

CITY ATTORNEY

COMMUNITY REDEVELOPMENT AGENCY

COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

RECREATION AND CULTURAL AFFAIRS COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

COMMISSION COMMENTS (if time available)

PLEDGE OF ALLEGIANCE (6:00pm)

Mr. Howard Eckenrode, Troop Leader, Troop #84, First United Methodist Church

PROCLAMATIONS/SPECIAL RECOGNITIONS

000350 P.O.W./M.I.A. Day - September 15, 2000 (B)

RECOMMENDATION *Gator Detachment of the Marine Corps League Commandant Bob Gasche, Sr. Vice Commandant Ken Beasock, and Jr. Vice Commandant Alan Gray to accept the proclamation.*

Placed on File

000409 Constitution Week - September 17-23, 2000 (B)

RECOMMENDATION *Gainesville Chapter National Society Daughters of the American Revolution President Mary Pfahler and Florida Society North Central Region Sons of the American Revolution President Jim Partin to accept the proclamations.*

Placed on File

000410 Bike, Hike and Bus Week 2000 - September 11-15, 2000 (B)

RECOMMENDATION *Bicycle Pedestrian Advisory Board Chair David Welch to accept the proclamation.*

Placed on File

PUBLIC HEARINGS

000364 Proposed Millage Rate (B)

A Resolution of the City Commission of the City of Gainesville, Florida; Relating to the Levy of General Municipal Purpose Ad Valorem Taxes for the 2000-2001 Fiscal Year; Establishing a Proposed Millage Rate; Setting a Public Hearing; Providing for the Publication of Notice; and Providing an Immediate Effective Date.

City of Gainesville Interim Office of Management and Budget Director Heidi Lannon gave a presentation.

Chair Paula M. DeLaney recognized Citizen Sara Poll spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

000365 Tentative General Government Budget (B)

A Resolution of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 2000 and Ending September 30, 2001; Adopting an Amended Tentative General Operating and Financial Plan Budget; Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

000366 GENERAL OPERATING AND FINANCIAL PLAN BUDGET (B)

Ordinance No. 0-00-95

An Ordinance of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 2000 and Ending September 30, 2001; Adopting the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

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

A motion was made by Commissioner Hanrahan, seconded by 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

000367 GAINESVILLE REGIONAL UTILITIES BUDGET ORDINANCE (B)

Ordinance No. 0-00-94

An Ordinance of the City Commission of the City of Gainesville, Florida; Relating to the Budget for the City of Gainesville Regional Utilities for the Fiscal Year Beginning October 1, 2000, and Ending September 30, 2001; Projecting Revenues and Adopting a Budget to Pay for Personal Services Expenses, Operating and Maintenance Expenses and Other Expenses, for Capital Outlay, and for Debt Service Requirements; and Providing an Immediate Effective Date.

Chair Paula M. DeLaney recognized Citizen Sara Poll 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 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

GENERAL MANAGER FOR UTILITIES

000408 Participation in a Design and Development of a Strategic Alliance to Serve Regional/National Accounts (B)

Gainesville Regional Utilities Communications Director Kathy Viehe gave a presentation.

RECOMMENDATION *The City Commission authorize the General Manager, or designee, to participate in design and development of a Strategic Alliance to provide utility services to Regional/ National Accounts (herein referred to as National Accounts).*

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

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

CITY AUDITOR

000267 Report on the Status of Outstanding Audit Recommendations (B)

City of Gainesville Assistant Auditor Brent Godshalk and Human Resources Director Tom Motes gave presentations.

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the City Auditor's report.*

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

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

ADOPTION READING - ROLL CALL REQUIRED

000154 LAND USE AMENDMENT - FRED CONE PARK EXPANSION (B)

Ordinance No. 0-00-91, Petition 106LUC-00PB

An ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan, Future Land Use Map; by changing the land use category of certain property from "Conservation" to "Recreation"; located in the vicinity of East University Avenue between the Southeast 2700 Block and 3000 Block; providing a severability clause; providing a repealing clause; and providing an effective date.

Chief of Comprehensive Planning Dean Mimms and Recreation and Parks Director Cliff Crawford gave presentations.

RECOMMENDATION *The City Commission: 1) approve Petition 106LUC-00PB; and 2) adopt the proposed ordinance.*

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

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

000159 REZONING - FRED CONE PARK EXPANSION (B)

Ordinance No. 0-00-92, Petition No. 107ZON-00PB

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "CON: Conservation district" to "PS: Public services and operations district": to allow as a use permitted by right, active recreation without the approval of a preliminary development plan; located in the vicinity of East University Avenue between the Southeast 2700 block and 3000 block; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) approve Petition No. 107ZON-00PB; and 2) adopt the proposed ordinance.*

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

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

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

000269 GENERAL GOVERNMENT BUDGET AMENDMENT FY 1999-2000 (B)

Ordinance No. 0-00-89

An ordinance of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 1999 and Ending September 30, 2000; Amending Ordinance No. 990417 as amended by Ordinance Nos. 991113 and 000015, by Making Certain Adjustments to the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

000362 STORMWATER MANAGEMENT UTILITY FEE (B)

Ordinance No. 0-00-97

An ordinance of the City of Gainesville, Florida, amending subsection 27-241(a) of the Code of Ordinances relating to the stormwater management utility changing the utility fee to \$5.75/ERU; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date in accordance with the schedule herein.

Chair Paula M. DeLaney recognized Citizen Sara Poll who spoke to the matter.

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

000252 NATURAL GAS RATE INCREASE (B)

Ordinance No. 0-00-96

An Ordinance Amending Appendix A, Section Utilities (5) Natural Gas of the Gainesville Code of Ordinances by Revising the Rates and Charges for Natural Gas; Providing a Repealing Clause; Providing a Severability Clause; and Providing an Effective Date in Accordance with the Schedule Provided Herein.

Chair Paula M. DeLaney recognized Citizen Sara Poll who spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

000055 CIVIL CITATIONS (B)

Ordinance No. 0-00-79

An ordinance of the City of Gainesville, Florida, relating to the downtown minimum property standards; amending section 2-339 of the Code of Ordinances adding various code provisions to the list of violations that can be enforced by civil citation; 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.*

Striken From the Agenda (Ordinance)**980745****BOARDED BUILDINGS (B)****Ordinance No. 0-99-30**

An ordinance of the City of Gainesville, Florida, amending section 6-20 of the Code of Ordinances relating to boarded buildings by providing that the City Manager or designee shall inspect all buildings being boarded and sealed to determine if they should be ordered demolished and providing for a fee for a board and seal permit; amending section 16-17 of the Code of Ordinances creating and adding definitions; amending section 16-20 of the Code of Ordinances relating to standards for repair of dangerous buildings, clarifying that boarding and sealing a building is temporary, providing for an order to demolish buildings that are not reasonable to repair, and providing that buildings ordered to be vacated may be ordered demolished if construction work does not begin within six months or ceases for two years and providing that buildings that are not reasonable to repair shall be ordered demolished; amending Appendix A of the Code of Ordinances specifying a fee for a board and seal permit; providing that a copy of this ordinance be provided to current holders of board and seal permits; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

000358**AD VALOREM TAX EXEMPTION FOR HISTORIC PROPERTY (B)**

Ordinance No. 0-00-93

An ordinance of the City of Gainesville, Florida, finding that property at 306 NE 7th Street, Gainesville, Florida, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax on certain improvements beginning January 1, 2001, and continuing for 10 years; adopting the Historic Preservation Exemption Covenant between the applicant and the City by reference; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission (1) approve the "Part 2-Request for Review of Completed Work" application; (2) adopt the proposed ordinance; and (3) authorize the Mayor to sign a covenant executing the full exemption for 10 years, subject to approval by the City Attorney as to form and legality.*

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

000153**LAND USE CHANGE - NORTH FLORIDA REGIONAL MEDICAL CENTER COMPLEX (B)****Ordinance No. 0-00-90, Petition 105LUC-00PB**

An Ordinance amending the City of Gainesville 1991-2001 Comprehensive Plan; by changing the land use category of certain property from "Single Family (up to 8 units per acre)" to "Office"; located in the vicinity of the 6400 block of Northwest 9th Boulevard; providing a severability clause; providing a repealing clause; and providing an effective date.

City of Gainesville Senior Planner Kathy Winburn gave a presentation.

Chair Paula M. DeLaney recognized Attorney for the Petitioner David Coffey who spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve Petition No. 105LUC-00PB; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition) and 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

990733**UNIVERSITY HEIGHTS SPECIAL AREA PLAN (B)**

Ordinance No. 0-00-88; Petition No. 152TCH-99PB

An ordinance of the City of Gainesville, Florida, imposing the Special Area Plan overlay zoning district for "University Heights" on certain property located south of NW 3rd Avenue, west of NW and SW 6th Street, north of SW Depot Avenue and east of NW and SW 13th Street; adopting a Special Area Plan for this property; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Community Development Director Tom Saunders and Planning Manager Ralph Hilliard gave presentations.

NOTE: Chair Paula M. DeLaney left the meeting room and Commissioner Pegeen Hanrahan assumed the gavel.

Chair Hanrahan recognized College Park/University Heights Advisory Board Member Robert Pearce, College Park/University Heights Advisory Board Chair Arnall Downs and Citizen Nina Postlethwaite-Saive who spoke to the matter.

NOTE: Refer the concerns of Mr. Pearce and Mrs. Downs to staff to address and incorporate new language at second reading.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

990734**COLLEGE PARK SPECIAL AREA PLAN (B)****Ordinance No. 0-00-87; Petition No. 153TCH-99PB**

An ordinance of the City of Gainesville, Florida, replacing Section 3 of Appendix A of the Land Development Code (the Special Area Plan for College Park); providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

NOTE: Chair Paula M. DeLaney re-entered the meeting room and assumed the gavel.

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

Chair Paula M. DeLaney recognized College Park/University Heights Chair Arnall Downs who spoke to the matter.

NOTE: Refer Ms. Down's concerns to staff to address and incorporate language for second reading.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition) and 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

991381

UNDERGROUND UTILITIES (B)

Ordinance No. 0-00-77; Petition No. 67TCH-00PB

An ordinance of the City of Gainesville, Florida, amending the Land Development Code with respect to undergrounding utilities; creating and adding subsection 30-345(11) to require utility service to be installed underground as a general performance standard; amending section 30-187 to require underground utilities for both residential and non-residential subdivisions; amending section 30-189 to require a statement that utilities will be installed underground for all minor subdivision and lot split applications; amending section 30-160 to require a statement that utilities will be installed underground on all preliminary development plans; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

City of Gainesville Sr. Planner Kathy Winburn gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition 67TCH-00 PB, and (2) adopt the proposed ordinance.*

A motion was made by Commissioner Nielsen, seconded by Commissioner Hanrahan, that this matter be Approved (Petition) and 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

991267

PLANNED DEVELOPMENT - WALNUT CREEK (B)

Ordinance No. 0-00-69, Petition No. 44PDV-00PB

An Ordinance of the City of Gainesville, Florida; rezoning certain lands within the City and amending the Zoning Map Atlas from "RSF-1: 3.5 units/acre single-family residential district" to "Planned Development District"; located in the vicinity of 2500 block of Northwest 39th Avenue, south side, to be known as "Walnut Creek"; adopting a development plan report and development plan maps; providing additional conditions and restrictions; providing for penalties; providing a severability clause; and providing an immediate effective date.

City of Gainesville Senior Planner Carolyn Morgan gave a presentation.

Chair Paula M. DeLaney recognized Petitioner Waldemar Kissel spoke to the matter.

REVISIONS:

1. Page 5, Line 1, "a continuation of Northwest 27th Street", not "Northeast."
2. Page 5, Line 6, "on both sides of the street" instead of "lanes".
3. Page 5, Line 10, add "if practicable"

NOTE: Staff to make revisions requested by the Petitioner and bring back to the Commission at second reading.

RECOMMENDATION The City Commission adopt the proposed ordinance.

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

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

ORDINANCES 2ND READING- ROLL CALL REQUIRED

000187 CONTRACTOR AND CRAFTSMAN CERTIFICATION RENEWALS (B)

Ordinance No. 0-00-86

An ordinance of the City of Gainesville, Florida, amending section 6-193 of the Code of Ordinances relating to contractor and craftsman certification; providing for renewal of contractor and craftsman certificates every two years to be consistent with Appendix A adopted on August 14, 2000 by ordinance number 000057; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION The City Commission adopt the proposed ordinance.

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

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

990853 SIDEWALKS AND SHARED USE BICYCLE PATHS (B)

Ordinance No. 0-00-76; Petition No. 78TCH-99PB

An ordinance of the City of Gainesville, Florida, amending the Land Development Code with respect to sidewalks and shared use bicycle paths; amending section 30-160 to provide that sidewalks are required on the

preliminary development plan and the final development plan during development review and providing exemptions for certain types of streets; amending section 30-183 to provide that sidewalks are required on the design plat for subdivision and providing exemptions for certain types of streets; amending section 30-188 to require construction of sidewalks with exemptions for certain types of streets and requiring shared use bicycle paths in subdivisions where designated on the officially adopted trail network plan for the city; 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 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 and Paula M. DeLaney
Absent: John R. Barrow

991153 SIDEWALK CAFES IN THE CENTRAL CORRIDOR DISTRICT (B)

Ordinance No. 0-00-78; Petition No. 35TCH-00PB

An ordinance of the City of Gainesville, Florida; amending subsection 30-66(e)(4) relating to sidewalk cafes in the central corridor district (CCD), providing that a license for a sidewalk cafe, must be renewed upon change of owner of the principal use, revising the requirements and conditions for an enclosure or barrier around the cafe, and revising the requirements for a clear pedestrian path; amending section 30-87 relating to outdoor cafes, revising the requirements and conditions for an enclosure or barrier around the cafe, and requiring the cafe, to not interfere with pedestrian or vehicular circulation; 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, as amended.*

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

991285 PLANNED DEVELOPMENT - MAGNOLIA PARKE (B)

Ordinance No. 0-00-63, Petition Nos. 19PDA-00PB& 29PDV-00PB

An Ordinance of the City of Gainesville, Florida; amending the Planned Development commonly known as "Magnolia Parke Planned Development",

located in the vicinity of the 4600-5000 Block of Northwest 39th Avenue; rezoning and adding certain additional property from the Alachua County zoning category of "R-2, multiple-family, medium density" to the City of Gainesville zoning category of "Planned Development District"; adopting a development plan; amending City of Gainesville Ordinance No. 960941 as amended by Ordinance No. 980987 by adopting revised development plan maps and a revised planned development report; amending and adopting additional conditions and restrictions; providing for penalties; 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 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 and Paula M. DeLaney
Absent: John R. Barrow

000051 GENERAL EMPLOYEES PENSION PLAN (B)

Ordinance No. 0-00-84

An ordinance of the City of Gainesville, Florida, amending Division 3 and Division 5 of Chapter 2 of the Code of Ordinances relating to longevity payments and the City of Gainesville General Employees Pension Plan; describing benefits available to certain Gainesville Police Department employees; fixing the percentage of employee pension contributions and defining the types of pay from which contributions are derived; creating a Deferred Retirement Option Program (DROP); modifying procedures for selecting annuity options; providing for a cost of living increase for pension benefits; restricting the waiver of entitlement to longevity benefits to Police Officers and Firefighters who participate in the Consolidated Pension Plan DROP; providing directions to the codifier, providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner 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
Absent: John R. Barrow

RESOLUTIONS- ROLL CALL REQUIRED

000398 Florida Municipal Loan Council Equipment Financing Program (B)

City of Gainesville Administrative Services Director Glenda Currie gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

000399 **Petition 006SUB-00 DB, Rory P. Causseaux, P.E., agent for Emmer Development Corporation. Final plat approval of Villas On The Lake Subdivision, Twelve (12) lots on 4.36 acres more or less, having a density of 2.75 dwelling units per acre. Located in the vicinity of the Northwest 49th Avenue and Northwest 24th Boulevard, west side of street. Zoned: PD-5du/ac (B)**

RECOMMENDATION *Planning staff to City Commission - The City Commission adopt the following resolution: A Resolution approving the final plat of "Villas On The Lake" located in the vicinity of Northwest 24th Boulevard and Northwest 49th Avenue; accepting an irrevocable letter of credit; and providing an immediate date.*

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

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

000413 **Rules of the City Commission (B)**

NOTE: Commissioner Chuck Chestnut (Chair) and Commissioner Pegeen Hanrahan (Member) were selected to serve on the Equal Opportunity Committee.

REFERRAL: Refer to the City Manager to work with the City Attorney and the Clerk of the Commission to staff this committee.

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

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

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

PLAN BOARD PETITIONS

000232 **Petition 112PDA-00 PB (Quasi-judicial), Brown & Cullen, Inc., agent for Andrew and Cheryl Kaplan. A planned development amendment with development plan review for the addition of a new office building and reduction to the rear building setback for Building Number 3 of Pecan Park Office Center. Zoned: PD (Planned Development District). Located in the 800 block of Northwest 16th Avenue. (B)**

City of Gainesville Planning Manager Ralph Hilliard gave a presentation.

Chair Paula M. DeLaney recognized Agent for the Petitioner Stuart Cullen who spoke to the matter.

ADDITION TO MOTION: Time frame on the build-out of the last building be 5 years instead of 2 years.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition 112PDA-00 PB, with staff conditions. Plan Board vote 5-0*

Staff to Plan Board - Approve, with staff conditions.

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved (Petition - Design Plat). The motion carried by the following vote:

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

000014 **(Formal) (Quasi-Judicial) Petition 60PDV-00PB. Buffington Associates, P.A., agent for Aline B. Todd, Dorothy Boone, and Iris and Joseph Ryker. Rezone property from RSF-1 (3.5 units/acre single-family residential district) to PD (planned development district) with PD layout plan review for single-family, detached homes. Located in the 5000 block of Northwest 8th Avenue, north side. (B)**

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 60PDV-00 PB. Plan Board vote 2-2.*

Staff to Plan Board - Approve, with staff conditions.

A motion was made by Commissioner Nielsen, seconded by Commissioner Chestnut, that this matter be Continued (Petition) for October 9, 2000. The motion carried by the following vote:

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

DEVELOPMENT REVIEW BOARD PETITIONS

000396 **Petition 82SUB-00DB, Brown & Cullen, Inc. agent for Ron J. Shema, Inc. Design plat approval of Northwest Business Park Subdivision consisting of 12 lots on 54.639 acres more or less. (B)**

City of Gainesville Planning Manager Ralph Hilliard who gave a presentation.

Chair Paula M. DeLaney recognized Agent for the Petitioner Stuart Cullen who spoke to the matter.

AMENDMENT: New Map Submitted.

RECOMMENDATION *Development Review Board to City Commission - The City Commission approve Petition 82SUB-00 DB, with staff conditions.
DRB vote 6-0*

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

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Approved as Recommended with Conditions and Amendments (Petition). The motion carried by the following vote:

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

SCHEDULED EVENING AGENDA ITEMS

000400 **Contract for Communications Workers of America Local 3170, Supervisory Unit (NB)**

RECOMMENDATION *Approve contract for Communications Workers of America, Local No. 3170 covering the period October 1, 2000 through September 30, 2001. This contract approval should occur only after approval of changes to the General Employees Pension Plan, Ordinance No. 0-00-84. (A copy of the contract is on file with the Clerk of the Commission. After September 11, 2000, the contract will be on file in the Human Resources Department.)*

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

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

000401 Contract for Communications Workers of America Local 3170, Non-Supervisory Unit (NB)

RECOMMENDATION *Approve contract for Communications Workers of America, Local No. 3170 covering the period October 1, 2000 through September 30, 2001. This contract approval should occur only after approval of changes to the General Employees Pension Plan, Ordinance No. 0-00-84. (A copy of the contract is on file with the Clerk of the Commission. After September 11, 2000, the contract will be on file in the Human Resources Department.)*

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

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

000402 Contract for Amalgamated Transit Union, Local 1579 (NB)

RECOMMENDATION *Approve contract for Amalgamated Transit Union, Local No. 1579 covering the period October 1, 2000 through September 30, 2003. This contract approval should occur only after approval of changes to the General Employees Pension Plan, Ordinance No. 0-00-84. (A copy of the contract is on file with the Clerk of the Commission. After September 11, 2000, the contract will be on file in the Human Resources Department.)*

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

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

UNFINISHED BUSINESS**000229 Petition 102LUC-00 PB. Protestant Episcopal Church (St. Michael's Church). Amend the City of Gainesville Future Land Use Map from O (Office) to MU-L (Mixed-use Low Intensity, 10-30 units per acre). Located at 4315 Northwest 23rd Avenue. (B)**

City of Gainesville Chief of Comprehensive Planning Dean Mimms gave a presentation.

Mayor Paula M. DeLaney recognized Attorney for the Petitioner Patrice Boyes; Hank Fishkind & Associates Representative Hank Fishkind; Brown and Cullen Civil Engineer Jay Brown; Brown and Cullen Planner Mike Castine; Pastor of St. Michael's Church Reverend Tony Bullman and Architect for the project Jay Reeves

who spoke to the matter.

MOTION: Commissioner Pegeen Hanrahan moved and Commissioner Warren Nielsen seconded to continue this hearing to the September 25, 2000 Regular City Commission Meeting @ 2:30 PM (Time Certain).

(VOTE: 4-0)

RECOMMENDATION *City Plan Board to City Commission - The City Commission deny Petition 102LUC-00 PB. Plan Board vote 4-1*

Staff to Plan Board - Deny

A motion was made by Commissioner Hanrahan, seconded by Commissioner Nielsen, that this matter be Continued (Petition) for September 25, 2000. The motion carried by the following vote:

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

Absent: John R. Barrow

COMMISSION COMMENT

Commissioner Pegeen Hanrahan

- 1. Sara Poll Issue Re: Position funded by the Stormwater Fund in the Planning Department*
- 2. National Pollutant Discharge Elimination System (NPDES) phasing in for the City of Gainesville*
- 3. Legislative Agenda*
- 4. See following item #000430 .*

000430

Co-Sponsorship of 2 Projects of the Across Town Repertory Theatre and the Gainesville Association for the Creative Arts (NB)

RECOMMENDATION *The City Commission refer the issue of co-sponsorship to the Cultural Affairs staff and the City Manager.*

A motion was made by Commissioner Hanrahan, seconded by Commissioner Chestnut, that this matter be Referred to the City Manager, due back on September 25, 2000. The motion carried by the following vote:

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

Absent: John R. Barrow

ADJOURNMENT - 11:04 - PM

Kurt M. Lannon, Clerk of the Commission