

January 8, 2003

The City Commission met in regular session and took the following action:

**Consent Agenda Items 1-9 and 11** – Voted 4-0 (Mayor Maddox absent) to approve the staff's recommendations presented in Consent Agenda Items 1-9 and 11, taking action as follows:

Item 1 – Adopted **Resolution No. 03-R-03**, authorizing the execution of and acceptance of the Florida Department of Transportation (FDOT) Joint Participation Agreement (JPA), FDOT #22676919401, and accelerating the **Hangar Development Project for the Airport's Fixed Base Operators (FBO)/Tenants** to Fiscal Year 2002-03 (FY2003) *(recommended by Aviation/Airport Finance Administration)*

Item 2 – Authorized the City Manager or the City Manager's designee to **approve annual cooperative agreements with the United States Geological Survey (USGS) and/or the Northwest Florida Water Management District (NFWMD)** for services providing river flow information utilized in the operation of the Corn Hydro Facility provided there is adequate funding in the approved annual operating budgets to fund the City's share of the costs, with the City's cost apportioned by USGS not to exceed \$53,700 for FY2003 *(Option 1 recommended by Electric Utility/Production)*

Item 3 – Approved the **purchase of 53 light duty trucks** from the following low bidders meeting specifications *(Option 1 recommended by Public Works/Fleet Management)*:

<b>Champion Chevrolet, of Tallahassee, Florida</b>	22 replacement and three (3) additional vehicles	\$ 426,589
<b>Proctor Pontiac-GMC-Cadillac, of Tallahassee, Florida</b>	15 replacement vehicles	\$ 317,144
<b>Tallahassee Ford, of Tallahassee, Florida</b>	13 replacement vehicles	\$ 351,010
Total		\$1,094,737

Item 4 – Approved the **purchase of 70 replacement golf carts in the Hilaman Park Golf Course fleet** from **E-Z-Go Textron, of Longwood, Florida**, low bidder meeting specifications, in the amount of \$108,500 *(Option 1 recommended by Parks and Recreation/Golf)*

Item 5 – Approved a **waiver of rezoning application fees for Summerchase, Inc.**, totaling \$3,550, on a parcel located within the Huntington Woods Development of Regional Impact (DRI) *(Option 1 recommended by Planning)*

Item 6 – Approved the **award of a construction contract for the Truett/Collins Drainage Improvement Project to M of Tallahassee, Inc.**, low bidder meeting specifications, in the amount of \$1,379,988 *(Option 1 recommended by Public Works/Engineering)*

Item 7 – Approved the sale of 80 acres of **surplus City property in Wakulla County** for \$176,000, rejected a bid for \$74,058 on two 20-acre parcels, and approved marketing the remaining 264 acres of surplus City property through a

licensed real estate broker (*Option 1 recommended by Public Works/Real Estate*)

Item 8 – Approved a **Local Agency Program (LAP) Agreement with FDOT for the City to design the Lafayette Streetscape Project** using \$100,000 in FDOT enhancement funds and authorized the Mayor to execute the LAP Agreement (*Option 1 recommended by Public Works/Engineering and Planning*)

Item 9 – Approved the **award of a construction contract Roof Repair/Replacement Project for the Water Quality Lab Building on Springhill Road to Southland Construction/Rowe Roofing of Tallahassee**, low bidder meeting specifications, in the amount of \$73,275 (*Option 1 recommended by Public Works/Engineering*)

Item 10 – Pulled for discussion an item recommending the **award of a three-year contract for printing the TalTran Ride Guide** for the period February 1, 2003 through January 31, 2006 (*presented by TalTran*)

Item 11 – Approved the **minutes** of the following City Commission meetings as distributed (*presented by the City Treasurer-Clerk/Records Management*):

- 11-13-02 Regular
- 11-20-02 Regular Target Issues Workshop
- 11-26-02 Regular
- 12-06-02 Special Target Issue Workshop (Downtown Height Restrictions)

Acknowledged the expenditure of funds and work on additional stormwater improvements, as evidenced by Consent Agenda Item 6, relating to a construction contract award for the Truett/Collins Drainage Improvements Project, and the Bradford Road PASS Project

**Item 10** – Voted 5-0 to **award a three-year contract for printing the TalTran Ride Guide to Durra-Print**, low bidder meeting specifications, in the estimated amount of \$90,000 for the period February 1, 2003 through January 31, 2006 (\$30,000 per year) (*Option 1 recommended by TalTran*)

Requested that the staff investigate ways to inform the public as to when a bus was scheduled to stop at identified bus stops

**Item 12** – Voted 5-0 to appropriate \$208,418 into a work order for the expenditure of funds received from the Federal Emergency Management Agency (FEMA/United States Fire Administration (USFA) for a **physical fitness/wellness program for firefighters** (*Option 1*); and waived the requirement for a Request for Proposals (RFP), and authorized the Fire Chief to negotiate with Tallahassee Community College (TCC) for an agreement to deliver wellness classes and provide other services in accordance with the guidelines of the grant (*Option 3*) (*Options 1 and 3 recommended by the Tallahassee Fire Department [TFD]*)

**Item 13** – Voted 5-0 to approve a Federal Transit Administration (FTA) Section 5311 Grant Application for FY2004 Federal Assistance for **paratransit transportation services in rural Leon County for persons considered to be transportation disadvantaged**, in the amount of \$100,000; adopted **Resolution No. 03-R-02**, approving the application and acceptance of the

grant, and authorizing execution of the grant documents (*Option 1 recommended by TalTran and Planning*)

**Item 14** – Voted 5-0 to approve **Change Order No. 4**, in the amount of \$92,665.50, **to the existing contract with Sandco, Inc., for the construction of the Conner Boulevard project**, for a total revised contract amount of \$3,879,214.75 (*Option 1 recommended by Public Works/Engineering*)

**Item 15** – Reviewed a proposed **Agreement with Leon County for solid waste disposal services**, which included items such as fees, standards of performance and operation, clarification of the tipping fees for landfill disposal and the use of the Landfill Reserve Funds, and provided input; voted 5-0 to move forward with finalizing a contract with Leon County for solid waste transfer services (*Option 1 recommended by Solid Waste Services*)

**Item 16** – Voted 5-0 to approve an amendment to the Grant Award Agreement with the Florida Communities Trust (FCT) for the Piney Z project, providing a **utility easement for stormwater drainage and central sewer connections to the Grey's Run Subdivision – Lafayette Heritage Trail Park** (*Option 1 recommended by Planning*)

**Item 17** – Voted 5-0 to **approve a grant contract with the FCT for the Tallahassee Junction project**, requiring a local match of \$356,400 (*Option 1*); **approve a grant contract with the FCT for the Tram Road Karst Ponds project contingent upon Blueprint 2000 Interagency Committee approval**, requiring a local match of \$245,100 (*Option 2*); and authorize the City Manager to execute any and all acquisition-related documents in connection with the Tram Road Karst Ponds and Tallahassee Junction projects (*Option 3*), with the local match to be funded from the Greenspace Account (*Options 1, 2 and 3 recommended by Planning*)

**Item 18** – Discussed **proposed changes to the Development Standards revising the downtown building height restrictions**; voted 5-0 to move forward to public hearing and direct the staff to proceed with drafting changes to land development regulations based on the compromise proposal presented by Commissioner Katz, as amended by changing the height restriction to 125 feet on the parcel identified on the map as #1 behind the Klemm Plaza parcel, with a delayed effective date to be concurrent with the design standards, and an implementing ordinance to be presented for introduction on January 22, 2003, and scheduled for public hearing either the first or second meeting in February 2003 (*Option 3 presented by Planning*)

**Item 19** – Voted 5-0 to approve the reported median for each **appointed official** as that official's **annual merit increase** effective September 21, 2002 (*presented by Human Resources*)

#### **Sharing of Ideas:**

By consensus, directed the staff to bring back some recommendations for an **incentives program**, funded by the Community Redevelopment Agency (CRA) or through a loan program, **to encourage residential uses with design standards in the downtown**

Voted 5-0 to recommend to the Board of Leon County Commissioners the appointment of Commissioner Lightsey to continue serving on the **Regional Planning Council**

Commended and congratulated Mayor Maddox on being named to Chair the State Democratic Party.

**January 15, 2003**  
**CULTURAL PLANNING TARGET ISSUE WORKSHOP**

The City Commission met in special target issue workshop session and took the following action:

**Cultural Plan**

- Received a briefing from Dr. Gay Drennon, Planning Consultant, and Representative Marjorie Turnbull and Ms. Janet Hinkle, Co-Chairs of the Citizens Cultural Planning Advisory Steering Committee, on the planning that was underway for the development of a cultural plan for the City of Tallahassee to provide a long-term strategy for funding and promoting the arts in the community with public and private funding; and requested names of individuals willing to serve on one of the Committee's task forces, which would be established by January 27, 2003
- Recognized other members of the Advisory Committee who were present, including: Ms. Flecia Braswell, Ms. Paula Smith and Ms. Elise Judelle
- Discussed the development of the cultural plan, providing input on the Commission's concerns, i.e., to include planning participation of the artists, finding a way to energize little-known art groups, celebrating local artists, identifying financing options and suggestions on funding structure or series of funding structures, identifying potential institutions to support the arts, providing practical advice as well as some visioning for the future arts scene, and requested a staff recommendation on the CRC/cultural plan prior to the City's annual budget process
- By consensus, approved the proposed goals, objectives and strategies for the development of the cultural plan, with the addition of the Commission's input, to: a) increase private-sector arts, cultural and heritage funding; b) better market cultural offerings; c) raise the visibility of arts, culture and heritage programs and activities; d) more closely integrate culture and the arts into the region's economic development efforts; and e) increase opportunities for all citizens to enjoy and participate in arts, culture and heritage programs and activities

**Groundwater Monitoring**

- Also, discussed recent concerns expressed relative to the nutrient level of Wakulla Springs and the groundwater, and suggested that a group be formed as quickly as possible, possibly headed by Mr. Bill Leseman, retired Manager of the City's Water Quality Lab, to make a presentation on the most current scientific information on the issue and whether the City's spray field was contributing to any environmental problem; requested specific information on known data and information provided through the City's ongoing monitoring of the groundwater, information that had been disseminated and what needed to be done

**January 16, 2003**

**Joint City-County Commission Workshop  
On Proposed Cycle 2003-1 Amendments To The  
2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special joint workshop session with the Board of Leon County Commissioners (County Commission) and took the following action (Mayor Maddox and County Commissioner Proctor being absent):

- Reviewed the following tentative City and County positions on the proposed Cycle 2003-1 Amendments to the Joint 2010 Tallahassee-Leon County Comprehensive Plan (Comp Plan):

<b>Amendment</b>	<b>Amendment To:</b>	<b>Nature of Proposed Amendment</b>	<b>City Commission Position</b>	<b>County Commission Position</b>
2003-1-M-001  (Leon County Educational Facility Authority/FSU—will request RM-1 zoning if approved)	FUTURE LAND USE MAP  (north side of Honeysuckle Drive at its intersection with Ocala Road)	From: Residential Preservation  To: Mixed Use C  2.72 Ac.	Approve	Approve
2003-1-M-002  (Tim O'Donnell—will request OR-1 zoning if approved)	FUTURE LAND USE MAP  (Meridian Road north side of intersection with Tharpe Street)	From: Residential Preservation  To: Mixed Use A  0.495Ac.	Deny	Deny
2003-1-M-003  (City of Tallahassee)	FUTURE LAND USE MAP  (SW corner of West Pensacola Street and Dupree Street)	From: Government Operational  To: Mixed Use B  3.6 Ac.	Approve	Approve
2003-1-M-004  (Leon County Board of County Commissioners)	FUTURE LAND USE MAP  (Woodville)	From: Rural Community  To: Woodville Rural Community  1,943± Ac.	Approve	Approve

2003-1-T-005 (Planning Dept)	Land Use Element	Designates Old Centerville road from Moccasin Gap Road to the FL-GA state line as a Canopy Road	Approve	Approve
2003-1-T-006 (Planning Commission)	Land Use Element	Proposes to create Neighborhood Edge future land use category	Approve as Amended,  LPA recommendation of 5,000 sq. ft. per parcel, depth of 350 ft. or one (1) lot, whichever is less, not applicable in Lake Protection, and subject to a required Planned Unit Development (PUD) application	Approve as Amended,  LPA recommendation of 5,000 sq. ft. per parcel, depth of 350 ft. or one (1) lot, whichever is less, not applicable in Lake Protection, and subject to a required Planned Unit Development (PUD) application
2003-1-T-007 (Planning Commission)	Land Use Element	Proposes to create Planned Development Overlay future land use category	Approve as Amended	Deferred
2003-1-T-008 (Leon County Public Works Dept)	New Transportation Objective 2.4 and Policies, or Transportation Element Policy 1.4.1 and Capital Improvement Element Policy 1.1.3	Proposes to create a long-term transportation concurrency management system for the Western Strategy Area	Deferred	Deferred
2003-1-T-009 (Planning Dept)	Sanitary Sewer Sub-Element	Deletes City of Tallahassee Existing Wastewater System Map	Approve	Deferred
2003-1-T-010 (Planning Dept)	Land Use Element	Deletes Policy 1.4.3, which provides that citizen task forces may be created	Approve	Approve
2003-1-T-011 (Planning Dept)	Solid Waste Sub-Element	Deletes Policy 1.3.2, which provides for disincentives to discourage littering	Approve	Approve
2003-1-T-012	Solid Waste Element	Deletes Policy 1.1.8, which requires	Approve	Approve

(Planning Dept)		examination of feasibility of recruiting manufacturers that utilize recycled materials		
2003-1-T-013 (Planning Dept)	Recreation Element	Deletes Policy 1.4.6, which provides that by 1993 the City shall evaluate the need for a supervised teen program	Approve	Approve
2003-1-T-014 (Planning Dept)	Recreation Element	Deletes Policy 1.4.3, which provides that the Downtown Improvement Authority shall by 1992 sponsor monthly cultural activities in the downtown	Approve	Approve
2003-1-T-015 (Planning Dept)	Recreation Element	Modifies and updates the County Boat Landings/Park Map	Approve	Approve
2003-1-T-016 (Planning Dept)	Land Use Element	Modifies and corrects the Gaines Street Corridor Study Urban Infill and Redevelopment Area Map	Approve	Approve
2003-1-T-017 (Planning Dept)	Capital Improvements Element	Updates the Five-Year Capital Improvements Schedule	Approve	Approve
2003-1-T-018 (County Commission)	Land Use Element and Land Development Matrix	Modifies Policy 1.4.20 to allow community services operated by government to access local streets outside of the Urban Service Area	Approve	Approve
2003-1-T-019 (City of Tallahassee on behalf of Charles Gardner)	Land Use Element and Land Development Matrix	Amends the Lake Protection Summary to provide that provisions of the Comprehensive Plan in conflict shall not apply to presumptively vested properties in	Withdrawn by City Commission on October 17, 2003	

		the Lake Protection category so long as three (3) conditions in the amendment are met; if conditions are met, then the densities, intensities and uses in Mixed Use B shall be permitted subject to two (2) conditions		
2003-1-T-020 Planning Dept.	New Goal, Objective, and Policy in the Land Use Element	Proposes a new process for the inter-jurisdictional evaluation of environmental resources in sub-areas of the County, to be used as one basis for sector plans and other major planning decisions of the local government	Deny	Deferred

The County Commission voted 5-0 (County Commissioners Winchester and Proctor absent) to approve the consent items, including proposed amendments on which the City Commission and the County Commission were in agreement, Amendments Nos. 2003-T-M-001, M-002, M-003, M-004, T-005, T-010, T-011, T-012, T-013, T-014, T-015, T-016, T-017, T-018 and T-019.

The City Commission voted 4-0 (Mayor Maddox absent) on a like motion to **approve the consent items.**

#### **Amendment 2003-1-T-006**

The City Commission voted 4-0 (Mayor Maddox absent) to **approve Amendment 2003-1-T-006 as modified with the language recommended by staff in the Fifth Addendum of the Planning Staff's Analysis.**

The County Commission voted 5-1 (County Commissioner Rackleff opposed and County Commissioner Proctor absent) on a like motion.

#### **Amendment 2003-1-T-007**

The County Commission voted 6-0 (County Commissioner Proctor absent) to approve Amendment 2003-1-T-007 **as modified with the language recommended by staff in the Second Addendum to the Planning Staff's Analysis, to include the requirement that the neighborhood be included in the process.**

The City Commission voted 4-0 (Mayor Maddox absent) to **approve the amendment modification**; the City Commission then voted 4-0 (Mayor Maddox absent) on **to approve the amendment as modified**, and requested that the



staff provide some language that would define how neighborhood would be defined in applying this principle to all development that was adjacent to traditional neighborhoods.

#### **Amendment 2003-1-T-008**

The City Commission voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to deny Amendment 2003-1-T-008, followed by a 3-0 vote (Mayor Maddox and Commissioner Bailey absent) to reconsider its prior vote. The City Commission then voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to **approve Amendment 2003-1-T-008 as modified by the language recommended in Option 3**, and clarified *for the record* that this action was for the purpose of making sure an amendment was in place that could be taken into consideration in the event the advance funding was not in place as projected by March 31, 2003, in an attempt by the City Commission to work with the County Commission on this issue:

**Option 3. This option involves a combination approach where the currently adopted LOS standard "D" could be lowered to "E" for Capital Circle Northwest from I-10 to Highway 20, and vested trips could also be eliminated through a defined process. Currently, the County had a large amount of vested trips reserved for developments that had not been built. Under this option, development along Capital Circle from I-10 to Highway 20 and within the Gum Road Study Area would benefit from a 10% increase the maximum service volume for Capital Circle as well as any benefit that would be gained through the elimination of vested trips.**

The County Commission voted 6-0 (County Commissioner Proctor absent) to approve Amendment 2003-1-T-008 as modified by the language recommended in Option 3.

#### **Amendment 2003-1-T-009**

The City Commission voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to **approve Amendment 2003-1-T-009**.

The County Commission voted 6-0 (County Commissioner Proctor absent) on a like motion.

#### **Amendment 2003-1-T-020**

The County Commission voted 4-3 (County Commissioners Winchester, Maloy and Proctor absent) to **withdraw Amendment 2003-1-T-020**.

CTC:RM:ecg:01/28/03  
WP:tie:02-10-03

**January 22, 2003**

The City Commission met in regular session and took the following action:

**Item 1** – Presented a proclamation in recognition of Disaster Resistant Neighborhoods to Mr. Chris Floyd, Director of Disaster Services, Capital Area Chapter of the American Red Cross

**Item 2** – Presented a proclamation in recognition of Arbor Day to Ms. Ann Bidlingmaier, Chair of the Canopy Roads Committee

**Item 3** – Recognized The Electric Utility's Certification as a Tree Line USA Utility, with Gary Oberschlake, Perry Odom, John Sauls and Claire Bynum representing the Electric Utility; and Mr. Kevin Drye of the Florida Urban Forestry Council, in attendance to represent the National Arbor Day Foundation

**Item 3.1** – Presented a proclamation to Councilman Richard "Dick" L. Spees, visiting dignitary, for his years of service on the City Council of the City of Oakland, California, and welcoming him to Tallahassee

**Consent Agenda Items 4-11 and 13-24** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-11 and 13-24, taking action as follows:

Item 4 – Approved the **reappointment of Randolph Giddings to the Environmental Code Enforcement Board** to a term expiring November 2005 *(recommended by the Mayor)*

Item 5 – Approved the **appointment of Sharon Speights to the Tallahassee Housing Authority** to a term expiring April 2005 *(recommended by the Mayor)*

Item 6 – Approved the **appointment of Kathleen E. Brothers to the Audit Committee** to a term expiring June 2005 *(recommended by the Mayor)*

Item 7 – Authorized Aviation staff to **negotiate and enter into agreements with The LPA Group, Inc.** for design, bid service and construction administration for the HVAC Improvements element, in the not to exceed amount of \$85,000; the Indoor Air Quality Improvements element, in the not to exceed amount of \$80,000; and the Restroom Renovation element, in the not to exceed amount of \$80,000 -- **elements of the Airport Terminal Rehabilitation Project** *(recommended Aviation/Airport Capital Program Administration)*

Item 8 – Authorized the City Manager to execute a three-year license and maintenance agreement with **Henwood Energy Services, Incorporation (HESI) for the PROSYM software package** used to meet continuing short-term electric production simulation needs, at a cost of \$55,000 or \$18,500 per year *(Option 1 recommended by Electric Utility)*

Item 9 – Approved the award of bids for various fleet services to the following low bidders meeting specifications *(Option 1 recommended by Fleet Management)*:

Neece Truck & Tire, Tallahassee, Florida	Tires
Bob's Transmission, Tallahassee, Florida	Transmission Repair (light vehicles)
Florida Detroit Allison, Jacksonville, Florida	Transmission Repair (heavy vehicles)
Tops of Tallahassee, Tallahassee, Florida	Upholstery

Item 10 – Approved and authorized the City Manager to execute a Joint Participation Agreement (APA) for the **Ocala Corners Shopping Center development at West Tennessee Street/Ocala Road**, which allowed the developer, **Regency Centers Corporation, to connect to the Florida Department of Transportation (FDOT) stormwater conveyance system**, and an Agreement for Facility Maintenance, which designated the responsibility and maintenance of the stormwater management system to Regency Centers Corporation and its successors, including penalties for conditions not met within the identified timelines (*Option 1 recommended by Growth Management*)

Item 11 – Approved the purchase of continuing maintenance agreements with the following vendors for the operation of Information Systems in Fiscal Year 2003 (*Option 1 recommended by Information Systems Services [ISS]*):

Enterasys/Siemens	Network Maintenance	\$ 200,000
Oracle	License Maintenance	\$ 236,000
PeopleSoft	HRMS	\$ 78,000
PeopleSoft	FMS	\$ 205,000
PeopleSoft	CIS	\$ 230,004
PeopleSoft	EEL	\$ 62,000
Storage Tek	9710/L700 Tape Robot	\$ 50,000
UCS/HTE, Inc.	Field/Accident Reporting S/W	\$ 110,000
Unisys	Hardware & Software Servers	\$ 325,000
Total		\$1,496,004

*Item 12 – Pulled for discussion an item relating to the Microcomputer and Peripheral Upgrade/Replacement Project (brought forward by Information System Services [ISS])*

Item 13 – Authorized staff to enter into a **contract with the Florida Department of Community Affairs (FDCA) and accept the Residential Construction Mitigation Grant**, in the amount of \$50,000, to be implemented by the American Red Cross to provide hazard reduction improvements to income eligible homeowners in the Greater Frenchtown Front Porch Community (*Option 1 recommended by Neighborhood & Community Services [NCS]*)

Item 14 – Approved a supplemental appropriation in the amount of \$164,280 to cover projected costs of self-supporting Parks & Recreation Department (PRD) programs for FY2003 (*Option 1 recommended by PRD*)

Item 15 – Authorized the **purchase of 120 additional laptop computers and associated equipment from Comark Government & Education Sales, Inc. and from Motorola, Inc.**, low bidders meeting specifications, at a cost of \$832,291.20 per prices solicited under Bid NO. 0043-03-CB-BP (*Option 1 recommended by Police*)

Item 16 – Authorized an **extension of operating hours at Kleman Plaza Garage** to include nights and weekends, with the exception of Sunday from 8:00 a.m. to 2:00 p.m., **with a \$1.00 fee for non-peak hours**; approved the **purchase of new parking control equipment from Federal APD**, in the amount of

\$164,971, with funding from the GG/CIF Undesignated Balance; approved an **exception to the City's procurement policy to accept the bids obtained through Republic Parking Systems**, contract manager for the garage (*Option 1 recommended by Public Works/Real Estate Administration*)

Item 17 – **Approved the Stony Creek Crossing Phase I Subdivision Plat**, containing 22.34 acres subdivided into 67 lots, planned for development as single family detached by Stony Creek, Inc., with Mehrdad Ghazvini as President, bounded on the north by Pedrick Road, on the south and west by City-owned property, and on the east by unplatted land – with annual recurring maintenance costs associated with streets and drainage estimated at \$10,500 (*recommended by Public Works/Engineering*)

Item 18 – Joined in the dedication and **approved the Weems Plantation Unit 4 Subdivision Plat**, with the addition of a note to the plat relative to the common area reserving the right to grant easements (public or private) in the future for stormwater and utilities, containing 87.67 acres subdivided into 94 lots being developed as single family detached by T & T of Tallahassee, Inc., with Mehrdad Ghazvini as President, bounded on the north by unplatted land, on the south by the Seaboard Coast Line Railroad, on the east partially by Fallschase Unit 1 and partially by unplatted land, and on the west partially by Weems Road and partially by Weems Plantation Unit and Weems Plantation Unit 6 – with annual recurring maintenance costs associated with streets and drainage estimated at \$9,500 (*recommended by Public Works/Engineering, as amended by the City Attorney*)

Item 19 – **Approved the Cameron Chase Phase II Subdivision Plat**, containing 6.21 acres subdivided into 36 lots for development as single family detached by Cameron Chase of Tallahassee, Inc., with Mehrdad Ghazvini as President, bounded on the north and east by Cameron Chase Phase I sharing access to Centerville Road, on the south and west by unplatted land – with annual recurring maintenance costs associated with streets and drainage estimated at \$3,500 (*recommended by Public Works/Engineering*)

Item 20 – Approved the **sale of 40 acres of surplus City property in Wakulla County** to Anne Thurmond, for the purchase price of \$85,000 (*Option 1 recommended by Public Works/Real Estate*)

Item 21 – Approved the award of **three-year split contracts to Any Time Concrete, Inc. and Tallahassee Redi-Mix, Inc.**, low bidders meeting specifications, **for various categories of ready mix concrete as specified**, for an estimated total cost of \$50,000 per year per vendor (*Option 1 recommended by Public Works/Streets & Drainage*):

Item 22 – Approved the award of a **three-year contract to Calgon Carbon Corporation of Pittsburgh, Pennsylvania**, low bidder meeting specifications, **for the removal and replacement of Granular Activated Carbon (GAC) (Carbon Bed Replacement) utilized in the water treatment process** and removal of PCE contamination at six City water supply wells, at an annual estimated cost of \$180,350

Item 23 – Approved the recommended consultant ranking for the **Replacement of the Electronic Documents Management System (EDMS)** as follows, and authorized staff to negotiate and execute a contract with the top-ranked firm for

software/hardware purchases and implementation services; authorized staff to negotiate with the subsequently-ranked firms if efforts to negotiate with the top-ranked firm were unsuccessful (*recommended by ISS & Office of the City Treasurer-Clerk/Records Management*):

1. **Advanced Data Systems**
2. Information Access Systems, Inc.
3. Datmaxx Applied Technology
4. The Salone Consulting Group, Inc.

Item 24 – Approved the **minutes** of the following City Commission Meetings as distributed (*recommended by the Office of the City Treasurer-Clerk/Records Management*):

- December 4, 2002 Regular Commission Meeting
- December 11, 2002 Regular Commission Meeting

**Item 10 on Consent** – Approved the item with discussion for placing the **responsibility to make a stormwater management facility work effectively on the property owner/developer**; by consensus, requested that the staff bring back a recommendation on adopting some proactive policy language to that effect

**Item 12 (pulled from Consent)** – Voted 5-0 to authorize ISS to purchase from **Dell, Software House International (SHI), Getronics, Pomeroy and Watkins Freight Lines** the microcomputers, peripherals, software and hardware installation services, delivery and storage services utilizing State and City contracts to complete the Microcomputer and Peripheral Upgrade/Replacement Project for FY 2003, and also **approved the donation of 50 surplus computers to the Leon County School Board** (*Option 1 recommended by ISS/O&CS*)

**Item 25** – Received a **2003 Legislative Update** and voted 4-0 (Commissioner Meisburg absent) to authorize the Director of Intergovernmental Relations and Contract Lobbyists to work on **Legislative issues** identified in the supplemental agenda material, giving special attention to the Capital Cascades Stormwater Project, the Capital Circle Northwest/Southwest Widening (from U.S. 90 to I-10 and from Springhill Road to I-10), and efforts to change the formula for the Communication Services Tax; to actively support the 2003 Legislative priorities of the Florida League of Cities; and to support Police Chief McNeil's proposals contained in the Legislative priorities of the Florida Police Chiefs Association (*Option 1 recommended by the Director of Intergovernmental Relations/Mayor's Office*)

Mr. Charlie Dudley and Ms. Loren Mitchell, Legislative Lobbyists for the City, were recognized and Mr. Dudley appeared before the Commission relative to this item.

The Commission concurred with a suggestion by Mayor Maddox to direct staff to bring back at the next Commission meeting the possibility of renewing the City's Federal Legislative Lobbyist contract long enough to get through the current session.

The Commission also concurred with a request by Commissioner Lightsey to push for the return of some budget funding for juvenile prevention programs, and her suggestion that the community needed to help secure funding for the PACE School for Girls.

Recognized this was Ms. Paige Carter-Smith's last week on the job and thanked her for doing an outstanding job as the Director of Intergovernmental Relations and the Mayor's Chief of Staff.

The Commission concurred with a suggestion by Commissioner Katz to schedule a discussion at the next Commission meeting relative to the structure and function of the position of Chief of Staff, which was being vacated by Ms. Carter-Smith, including the reporting structure and job description.

**Item 25.1** – Received an update on Mayor/Chair discussions regarding the **provision of Countywide emergency transport services**; by consensus, directed staff to begin evaluating all costs for the Fire Department to provide first responder emergency care services Countywide and bring back a report on potential options under consideration by the County government, a proposed dedicated revenue source, information from Tallahassee Memorial Regional Medical Center on the historical cost of emergency medical transport services, and cost information from an independent consultant

**Item 26** – By consensus introduced **Pension Ordinance No. 03-O-07**, amending the eligibility criteria for post-retirement COLA/HCS allowing general employees to take advantage of the "30 and out" provision for normal retirement, providing police and fire employees with a prior service buyback option comparable to that already provided to general employees, and 175/185 funding of benefits; set the ordinance for public hearing on February 26, 2003

**Item 27** – Voted 4-0 (Mayor Maddox absent) to (i) authorize an additional \$75,000 to continue participation in the **SeTrans Regional Transmission Organization (RTO)** development and initial implementation, and (ii) authorize an additional \$75,000 for **legal fees associated with RTO related regulatory proceedings** including, but not limited to, formal intervention at the Federal Energy Regulatory Commission (FERC) -- funded from the Electric operating funds (*Option 1 recommended by Electric Utility*)

**Item 28** – Voted 4-0 (Commissioner Bailey absent) to adopt **Resolution No. 03-R-06**, declaring the City's intent to reimburse current expenses associated with the Summit East Solar Rooftop Project from future tax-exempt bond proceeds (*Option 1*), and approve **use of undesignated Electric RR&I funds**, in an amount not to exceed \$400,000, as an interim funding source and authorize use of this interim funding in addition to the Solar Project Fund to make necessary progress payments associated with installation of the **Summit East Solar Rooftop Project** (*Option 2*) (*Options 1 and 2 recommended by Electric Utility*)

**Item 29** – Voted 4-0 (Commissioner Bailey absent), acting as the Capital City Planning Commission, to approve the **Application for Development Certification and Petition for Variance for the Greenberg Traurig office building at 101 East College Avenue (on the corner of College and Adams, within the Capitol Center Planning District)**, requested by Tallahassee Partnership, with the condition that the height of the building will be no more than 70 feet including the parapet, thereby allowing two additional floors and a second story balcony, for a total of five floors (*Option 1 recommended by Planning*)

**Item 30** – Voted 5-0 to authorize staff to proceed to public hearing with all the improvements listed in the **Summary Ranking Table of Neighborhood Infrastructure Enhancement Capital Improvement Projects**, as presented, and authorized funding, in the estimated amount of \$4 million, to conduct PD& E for the improvements with the specific methodology to be brought back to the Commission for consideration (*Option 1 as amended*)

The Commission requested information on the following:

- cost differential between underground and above-ground utilities, and the differing cost of maintaining overhead, also taking into account the cost of tree trimming and reduction in cost and outages with underground utilities

- a review of historic expenditures for interim repairs over the past 10 years showing the most long standing, neglected areas needing improvement
- how the projects could be structured for cost efficiency with other planned City, County or State projects in the area, and Blueprint 2000 and Five-Year CIP projects, as well as long-term HUD projects, roads, schools, etc., coming on line
- provide public notice of the specific projects as addressing long-neglected neighborhood infrastructure projects, particularly on the south side
- the ability to pick up some costs within existing budgets, such as utility locations
- requests for County and/or State participation on projects in their jurisdiction
- potential for some stand alone drainage solutions
- an explanation of the exclusion of the Five-Year CIP and how they would fit in

**Item 31** – Voted 5-0 to confirm that the **revised military leave policy** approved by the City Commission on October 17, 2001 was intended to continue throughout the duration of Operation Enduring Freedom/Noble Eagle and therefore was **applicable to employees called to service under the current round of deployments** (*recommended by Human Resources*)

**Item 32** – Held a public hearing on Sign Amendment Ordinance No. 02-O-90, introduced on November 13, 2002 and new City Commission Policy No. 704, which would delegate approval of banners on public rights of way for sanctioned public events to the City Manager, related to signage on public rights of way; by consensus, **continued the public hearing on Ordinance No. 02-O-90 to February 26, 2003** (*recommended by the City Attorney's Office*)

There were no speakers on this item.

**Item 33** – Held a public hearing on Martin Hurst Road Contraction Ordinance No. 02-O-112, introduced on October 23, 2002 and continued from December 11, 2002, which would de-annex the earlier voluntary annexation of 29.5 acres, located west of Martin Hurst Road and north of Timberlane Road; voted 4-0 (Commissioner Meisburg absent) to **adopt Ordinance No. 02-O-112AA**, as amended by de-annexing only the western portion of the property located in the Lake Protection Zone (*Option 1 as amended recommended by the City Attorney*)

There were no speakers on this item.

**Item 34** – Held the first of two public hearings on Osceola Heights Rezoning Ordinance No. 02-Z-85, introduced on December 11, 2002, which would rezone 56 acres lying south of Magnolia Drive and north of Orange Avenue and including properties of multiple owners fronting on Pontiac, Hiawatha and Dozier Drives, and Jim Lee Road, from Central Urban to Residential Preservation 1 (implementing Comprehensive Plan Amendment 2001-2-M-010) (RZ-344); voted 4-0 (Commissioner Meisburg absent) to **announce the second public hearing on Ordinance No. 02-Z-85 for February 26, 2003** (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 35** – Held a public hearing on Riggins Road Rezoning Ordinance No. 02-Z-81, introduced on November 13, 2002 and re-scheduled from December 11, 2002; voted 4-0 (Commissioner Meisburg absent) to **adopt Ordinance No. 02-Z-81**, rezoning 8.5 acres fronting on the north side of Miccosukee Road and Riggins Road north of Miccosukee Road from Residential Preservation 1 and Residential Preservation 2 to OR-2 Office-Residential, implementing Comprehensive Plan Amendment 2001-2-M-002 (RZ-340) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Unagendaed** - The Commission extended personal sympathies to the family of recently-deceased Colonel Tom Potter

**Unagendaed Speakers:**

Mr. Harry Brown, 5431 Crump Road (32309), appeared before the Commission and discussed his concerns with the City Manager's treatment of City employees.

Ms. Gerie Kassees and Mr. George Kassees, 1650 S. Meridian Street, appeared before the Commission and requested the Commission's help with a noise problem in their neighborhood as the result of a nearby student housing development.

Mayor Maddox requested a staff report on the status of the request for traffic calming to address the South Meridian Street concerns with traffic.

Commissioner Lightsey requested a staff report from law enforcement officers in the South Meridian Street sector on the current status and whether there had been any impact from the previous heavy assignment of officers to that location.

*CTC:RM:ecg:01-23-03*

*WP:tie:02-10-03*

**January 23, 2003**  
**Joint City-County Commission Transmittal Public Hearing**  
**On Proposed Cycle 2003-1 Amendments To The 2010 Tallahassee-Leon County**  
**Comprehensive Plan**

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and took the following action:

- Held a joint public hearing on the transmittal of proposed 2003-1 Cycle Amendments to the Comprehensive Plan to the Florida Department of Community Affairs (FDCA) for review as to consistency with State regulations.

The following persons appeared before the Joint Commission:

**Amendment 2003-1-M-001**

- Ms. Gina Tullo, 805 N. Gadsden Street (available to answer questions)
- Ms. Carol E. Kio-Green, 4823 Sullivan Road (opponent)

**Amendment 2003-1-T-006**

- Mr. Tom Perkins, 2009 Mahan Drive (proponent)

**Amendment 2003-1-T-008**

- Ms. Carol E. Kio-Green, 4823 Sullivan Road (opponent)
- Mr. Gary Yordon, 1306 Toochn Nene, representing Hopkins Crossing (proponent)



- The City Commission voted 5-0 to approve transmittal of the amendments presented in the Consent agenda (including all of the amendments except Amendment 2003-1-T-008).
- The County Commission voted 7-0 to approve transmittal of the amendments presented in the Consent agenda (including all of the amendments except Amendment 2003-1-T-008), with the exception of a vote by County Commissioner Sauls to deny Amendments 2003-1-M-001 and 2003-1-M-003, and a vote by County Commissioner Rackleff to deny Amendments 2003-1-M-001 and 2003-1-T-006.
- The County Commission voted 7-0 to approve transmittal of Amendment 2003-1-T-008.
- The City Commission voted 5-0 to transmit the tentatively approved amendments to the FDCA for review.
- The County Commission voted 7-0 to transmit the tentatively approved amendments to the FDCA for review.

By these actions, the following amendments were approved for transmittal to the FDCA:

<i>Amendment</i>	<i>Amendment To:</i>	<i>Nature of Proposed Amendment</i>
2003-1-M-001  (Leon County Educational Facility Authority/FSU—will request RM-1 zoning if approved)	FUTURE LAND USE MAP  (north side of Honeysuckle Drive at its intersection with Ocala Road)	From: Residential Preservation  To: Mixed Use C  2.72 Ac.
2003-1-M-003  (City of Tallahassee)	FUTURE LAND USE MAP  (SW corner of West Pensacola Street and Dupree Street)	From: Government Operational  To: Mixed Use B  3.6 Ac.
2003-1-M-004  (Leon County Board of County Commissioners)	FUTURE LAND USE MAP  (Woodville)	From: Rural Community  To: Woodville Rural Community  1,943+ Ac.
2003-1-T-005  (Planning Dept)	Land Use Element	Designates Old Centerville road from Moccasin Gap Road to the FL-GA state line as a Canopy Road
2003-1-T-006  (Planning Commission)	Land Use Element	Proposes to create Neighborhood Edge future land use category --  with Modifications (See Fifth Addendum to Planning Department Staff Analysis)
2003-1-T-007  (Planning Commission)	Land Use Element	Proposes to create Planned Development Overlay future land use category -- with Modifications (See Second Addendum to Planning Department Staff Analysis)
2003-1-T-008  (Leon County Public Works Dept)	New Transportation Objective 2.4 and Policies, or	Proposes to create a long-term transportation concurrency management system for the Western Strategy Area -- with Modifications (See Seventh Addendum to Planning Department Staff

	Transportation Element Policy 1.4.1 and Capital Improvement Element Policy 1.1.3	Analysis)
2003-1-T-009 (Planning Dept)	Sanitary Sewer Sub-Element	Deletes City of Tallahassee Existing Wastewater System Map
2003-1-T-010 (Planning Dept)	Land Use Element	Deletes Policy 1.4.3, which provides that citizen task forces may be created
2003-1-T-011 (Planning Dept)	Solid Waste Sub-Element	Deletes Policy 1.3.2, which provides for disincentives to discourage littering
2003-1-T-012 (Planning Dept)	Solid Waste Element	Deletes Policy 1.1.8, which requires examination of feasibility of recruiting manufacturers that utilize recycled materials
2003-1-T-013 (Planning Dept)	Recreation Element	Deletes Policy 1.4.6, which provides that by 1993 the City shall evaluate the need for a supervised teen program
2003-1-T-014 (Planning Dept)	Recreation Element	Deletes Policy 1.4.3, which provides that the Downtown Improvement Authority shall by 1992 sponsor monthly cultural activities in the downtown
2003-1-T-015 (Planning Dept)	Recreation Element	Modifies and updates the County Boat Landings/Park Map
2003-1-T-016 (Planning Dept)	Land Use Element	Modifies and corrects the Gaines Street Corridor Study Urban Infill and Redevelopment Area Map
2003-1-T-017 (Planning Dept)	Capital Improvements Element	Updates the Five-Year Capital Improvements Schedule
2003-1-T-018 (County Commission)	Land Use Element and Land Development Matrix	Modifies Policy 1.4.20 to allow community services operated by government to access local streets outside of the Urban Service Area

- Planning staff announced the date for the joint hearing on the final adoption of these amendments, currently scheduled for April 9, 2003, in the County Commission Chamber, was subject to change and encouraged the public to watch for public notification of additional information on the date.

CTC:RM:ecg:01-28-03  
WP:tie:02-10-03

**January 27, 2003**

The City Commission met in special session and voted 5-0 to ratify Resolution No. 03-R-08, authorizing and approving the amended and restated Blueprint 2000 Interlocal Agreement between Leon County and the City of Tallahassee, Florida, adding provisions and clarification of intent required for the issuance of bonds by the Blueprint 2000 Intergovernmental Agency to finance Blueprint 2000 Projects, i.e., conditions regarding the issuance of debt and administrative changes such as the creation of a Board of Directors as the governing body, the creation of a Clerk of the Agency, and codifying an increase in the Citizens Advisory Committee from 9 to 12 members.

*CTC:RM:ecg:01/28/03*  
*WP:tie:02-10-03*

### February 5, 2003

The City Commission convened as the City Canvassing Board and took the following action (Mayor Maddox and Commissioner Meisburg absent):

- Canvassed the votes cast in the Municipal Primary Elections held on February 4, 2003, for City Commissioner Seats 1, 2, 3 and 5, and the Office of the Mayor, as follows:
  - Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to **adopt Resolution No. 03-R-10, declaring Mark Mustian elected to the Office of City Commissioner in Seat 1**, with 929 voting for Windford Frazier, 9,228 voting for Dot Inman-Johnson, 13,811 voting for Mark Mustian, 520 voting for Drew Postell, and 2,131 voting for Justin Proctor
  - Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to **adopt Resolution No. 03-R-11, canvassing the returns of the votes cast in the election for nomination to the Office of City Commissioner in Seat 2**, with Andrew Gillum receiving 6,662 votes, Bob Henderson receiving 6,439 votes, Joshua Hicks receiving 414 votes, Norma Parrish receiving 4,090 votes, Jack Traylor receiving 1,013 votes, and Mayo Woodward receiving 7,627 votes; and **declaring Andrew Gillum and Mayo Woodward received the highest number of the votes cast and declaring them to be the only candidates to be on the ballot for the Office of City Commissioner, Seat 2, at the municipal runoff election to be held on February 25, 2003**
  - Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to **adopt Resolution No. 03-R-12, canvassing the returns of the votes cast in the election for nomination to the Office of City Commissioner in Seat 3**, with John Byrne receiving 1,365 votes, J. R. Harding receiving 4,107 votes, Debbie Lightsey receiving 13,044 votes, and Anthony Viegbesie receiving 7,998 votes; and **declaring Debbie Lightsey and Anthony Viegbesie received the highest number of the votes cast and declaring them to be the only candidates to be on the ballot for the Office of City Commissioner, Seat 3, at the municipal runoff election to be held on February 25, 2003**
  - Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to **adopt Resolution No. 03-R-13, canvassing the returns of the votes cast in the election for nomination to the Office of Mayor of the City of Tallahassee**, with John Paul Bailey receiving 7,382 votes, Anthony "Tony" Davis receiving 603 votes, Richard Junnier receiving 423 votes, John Marks receiving 11,702 votes, and Steve Meisburg receiving 7,039 votes; and **declaring that John Paul Bailey and John Marks received the highest number of the votes cast and declaring them to be the only candidates to be voted on for the Office of Mayor at the municipal runoff election to be held on February 25, 2003**
  - Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to **adopt Resolution No. 03-R-14, declaring Allan Katz elected to the Office of City**

**Commissioner in Seat 5**, with 713 voting for Harrison Arencibian, 629 voting for Merek Jones, 14,700 voting for Allan Katz, 5,049 voting for H. A. "Dan" McDaniel, and 4,980 voting for Travis Potter

- Requested that the staff bring back a recommendation on changing the guidelines for accepting absentee ballots that were not in the official ballot return envelope
- Requested that the staff provide the Commissioners with a copy of the voting results per location of precincts
- Thanked the staff of the County Elections Office for their excellent work during this election process
  - Ms. Janet Olin, Assistant Supervisor, and Ms. Cindy Kelly, of the Leon County Supervisor of Elections Office, appeared before the Commission relative to these municipal election results.

CTC:RM:ecg:02-11-03

CTC:WP:tie:03-11-03

## FEBRUARY 12, 2003

The City Commission met in regular session and took the following action:

**Item 1** – Presented the proceeds of the City of Tallahassee employees' combined contribution from the **2002 United Way fund drive**, in the amount of \$245,277.34, to Ken Armstrong, Executive Director of the United Way; recognized Lou Shelley, Senior Assistant City Attorney, for serving as the City's 2002 United Way Campaign Chairperson, and Assistant City Manager Tom Coe, for serving as the Local Government Chairperson for the United Way

**Item 2** – **Recognized the Tallahassee Fire Department's Honor Guard** for winning First Place in the Fire-Rescue East Conference and Exposition in Jacksonville, **and Lt. Kermit Washington** for winning the FFCA 2003 Executive Director's Award for Top Honor Guard Drill Commander

**Item 3** – Presented a **proclamation in recognition of Bobby-Jack McGuire and Scott McGuire** for their heroic actions, which resulted in saving the life of 19 years old Josh Boyett; the McGuires were also recognized by the Fire Department

**Item 4** – Captain Phil Payne and Commander Jerry Edwards of the U. S. Navy Reserve Supply Corps presented a **Certificate of Appreciation to City Auditor Sam McCall for Employer Support of the Guard and Reserve** by supporting the recall of Commander Jerry Edwards to active military duty for Operation Enduring Freedom in 2002 and his return to work at the City; the certificate was also presented in appreciation for the policies established by the Mayor and Commissioners, and the procedures developed by the Human Resources Department that supported the participation of City employees in the reserve military

**Item 4.1** – Voted 5-0 to approve the **appointment of Bill Holliman to the Sinking Fund Commission** to a term expiring June 2005 (*recommended by the Mayor's Office*)

**Item 5** – Convened as the **Sinking Fund Commission (SFC)**, with SFC Members Carl Munson, Darren Holloman and Bill Holliman joining the Commissioners at the dais, and voted 8-0 to accept the ranking of the Review Committee and **authorize the City Treasurer-Clerk to negotiate and execute a contract with the number one ranked firm, Prudential Retirement Services, retaining their services as the City's Third-Party Administrator for the MAP (401k) and RSVP (457) Pension Plans, retain the Prudential Guaranteed Investment Account (GIA), and select investment fund options from non-Prudential funds provided by Fidelity**

**Investments and ING Aetna** (*Option 1 recommended by the City Treasurer-Clerk/Retirement Administration as amended by the Commission*)

**Consent Agenda Items 6-17, 19-21 and 23** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 6-17, 19-21 and 23, taking action as follows:

Item 6 – Authorized the City's Real Estate Division to **sell 2,298.5 square feet of property located at the Brinkley-Glenn Park to Mr. Norman "Randy" Trousdell** of Lot 7, Unit 6 of Waverly Hills Subdivision, at fair market value, determined to be the sale price of \$600 (*Option 1 recommended by the City Attorney's Office*)

Item 7 – Adopted **Resolution No. 03-R-09**, authorizing a request to the Florida Department of Transportation for the **temporary closure of certain State roads for special events scheduled in 2003** (*Option 1 recommended by the City Attorney's Office*)

Item 8 – Approved a **Professional Services Agreement with Richard L. Spees, Inc.**, to provide federal representation for the period January 1, 2003 through June 30, 2003 (*Option 1 recommended by the City Attorney's Office*)

Item 9 – Approved **the Smith Family Properties Settlement Agreement and payment**, in the amount of \$175,000, for settlement of litigation and compensation for the City's acquisition of approximately 14 acres of the Smith Family property, with funding from the Appleyard Drive Improvement Project No. 02768 (*Option 1 recommended by the City Attorney's Office*)

Item 10 – Approved the proposed **settlement in the case of Westberry v. City of Tallahassee**, Case No. 01-1124, Second Judicial Circuit Court, resolving the claim of **Michelle Westberry** for the sum of \$100,000, from the City's Self-Insurance Fund, for personal injuries sustained from a TalTran bus at the C. K. Steele Plaza (*Option 1 recommended by the City Attorney's Office*)

Item 11 – Approved the selection committee's ranking and authorized a contract to be negotiated and executed with **Consensus Builders, Inc. of Tampa, Florida**, the top-ranked vendor, **for Land Use and Public Involvement Support for Electric Facilities**, Request for Proposal (RFP) No. 0021-03-RM-TC; **to include local participation with Nancy Linnan of the Carlton Fields law firm** located in Tallahassee (*Option 1 recommended by Electric Utility-Production*)

Item 12 – Approved **Task Orders** SL02-09, not to exceed \$35,700, and SL02-08, not to exceed \$30,500, for a total of \$66,200, **to the contract with Sargent and Lundy for the Part 12 safety inspection and security inspection of the Corn Hydroelectric facility**, as required by the Federal Energy Regulatory Commission (FERC) (*Option 1 recommended by Electric Utility-Production*)

Item 13 – Authorized the execution of a contract with **All Florida Electric**, a term contract vendor, **for the underground conversion of the electric feeder on Woodward Avenue from Park Avenue to Jefferson Street**, in the estimated amount of \$88,170 (*Option 1 recommended by Electric Utility-Power Engineering*)

Item 14 – Approved the **purchase of 24 medium and heavy-duty trucks**, totaling \$1,645,175, from the following low bidders meeting specifications: nine

(9) replacement vehicles **from Atlantic Truck Center, of Ft. Lauderdale, Florida**, in the amount of \$510,742; eight (8) replacement vehicles **from Ward International Trucks, of Mobile, Alabama**, in the amount of \$467,460; six (6) replacement vehicles **from Capital Truck, Inc. of Tallahassee, Florida**, in the amount of \$522,600; and one (1) replacement vehicle **from Environmental Products of Florida Corp., of Maitland, Florida**, in the amount of \$144,373 *(Option 1 recommended by Fleet Management)*

Item 15 – Approved the **purchase of one (1) rear mount fire pumper truck**, in the amount of \$465,983, **from Emergency One, of Ocala, Florida**, in accordance with the pricing, terms and conditions of Term Contract #01C0189 *(Option 1 recommended by Fleet Management)*

Item 16 – Approved the **purchase of various pieces of construction equipment** from the following low bidders meeting specifications in accordance with the pricing, terms and conditions of IFB #0049-03-KR-BP: **from L. B. Smith, Inc., of Midway, Florida**, a nine-wheel roller, in the amount of \$48,250; **from M. D. Moody & Sons, Inc., of Jacksonville, Florida**, an arrow board, in the amount of \$3,905; and **from Hale Trailer Brake & Wheel, Inc., of Jacksonville, Florida**, a flatbed trailer, in the amount of \$20,800 *(Option 1 recommended by Fleet Management)*

Item 17 – Approved the award of a **three-year contract with Law Enforcement Supply Co., Inc., of Panama City, Florida**, low bidder meeting specifications, and authorized staff to enter into a contract for the period of three years, to obtain **miscellaneous Whelen manufactured products and maintenance or repair services** for such products, in accordance with the pricing, terms and conditions of IFB #0055-03-KR-TC *(Option 1 recommended by Fleet Management)*

*Item 18 – Pulled from Consent the recommendation to approve the bid award for furnishing and installing vehicle graphics, numbers and lettering to PRIDE of Florida, of St. Petersburg, Florida, low bidder meeting specifications (Option 1 recommended by Fleet Management) – SEE BELOW*

Item 19 – Authorized Information Systems Services (ISS) to **renew the contract with SunGard Recovery Systems** for 48 months, at an annual cost of \$45,432, incorporating the changes necessary to the schedule to provide hot-site recovery capability for the City's Customer Information System (CIS), Financial Management System (FMS) and Human Resource Management System (HRMS) applications *(Option 1 recommended by ISS)*

Item 20 – Approved the award of a **two-year contract for the purchase of insulators, overhead protective equipment and pad mount accessories from Utilicor, Inc.; Stuart C. Irby Co.; Gresco Utility Supply; Wesco Distribution, Inc.; Tri-State Utility Products; and Hughes Supply, Inc.**; and authorized staff to enter into contracts for the period February 12, 2003 through February 11, 2005, **and extend the contracts for one additional year provided the service had been satisfactory** *(Option 1 recommended by the Department of Management and Administration [DMA])*

Item 21 – Approved the **award of an arboricultural services contract**, in the amount of \$57,115, **with Gibbs Tree Service** to implement the City Urban Forester's tree care program for the Downtown Chain-of-Parks *(Option 1 recommended by Planning)*

*Item 22 – Deleted from the agenda a request for approval of the **Southwood Grove Park, Phase 2 Subdivision Plat**, consisting of 5.30 acres planned for development as a recreation Community Center by the St. Joe Company, with John Baric as Vice President (recommended by Public Works/Engineering)*

*Item 23 – Approved the **minutes** of the following City Commission meetings (recommended by the City Treasurer-Clerk/Records Management Office):*

- 01-16-03 Special (Joint City-County Workshop, on 2003-1 Comprehensive Plan Amendments)
- 01-23-03 Special (Joint City-County Commission Public Hearing, on Transmittal of 2003-1 Comprehensive Plan Amendments)
- 01-08-03 Regular
- 01-27-03 Special (Amended Blueprint 2000 Interlocal Agreement)

*Item 18 (pulled from Consent) – By consensus, directed staff to **review the bid proposals for furnishing and installing vehicle graphics, numbers and lettering**, and bring information back for Commission consideration on February 26, 2003 (brought forward by Fleet Management)*

**Item 24** – Discussed the **City Commission staff structure**; voted 4-1 (Commissioner Bailey opposed) to 1) move the **Office of Intergovernmental Affairs to report to the City Commission**, 2) direct the staff to evaluate the structure of City Commission staff and bring back a revised City Commission budget proposal for the Commission that would have each Commissioner's budget separated, and 3) direct the Human Resources Department to evaluate the Commission Aide positions and bring back some options for increased responsibilities and increase in the level of compensation

**Item 25** – By consensus, **introduced Cureton House HPO Rezoning Ordinance No. 03-Z-03**, which would rezone 0.47 acres located at 124 Cadiz Street from R-3 Single Family Detached, Attached, and Two-Family Residential District to R-3 Single-Family Detached, Attached, and Two-Family Residential District with Historical Preservation Overlay (HPO) and listing the property on the Local Register of Historic Places (applicant: Kelly Layman) (RZ-357), and set public hearing on the ordinance for February 26, 2003 (*Option 1 recommended by Planning*)

**Item 26** – By consensus, **introduced Ervin House HPO Rezoning Ordinance No. 03-Z-05**, which would rezone 0.52 acres at 513 East Call Street from RP-2 Residential Preservation District to RP-2 Residential Preservation District with HPO and listing the property on the Local Register of Historic Places (applicant: Trond Gillberg and Barbara DeVane-Gillberg) (RZ-359), and set public hearing on the ordinance for February 26, 2003 (*Option 1 recommended by Planning*)

**Item 27** – By consensus, **introduced Zoning, Site Plan, and Subdivision Regulations Downtown Development Standards Ordinance No. 03-O-10**, which would amend the City Zoning, Site Plan, and Subdivision Regulations amending the Downtown Development Standards, implementing Commission direction, extending the review time from 10 days to 20 days, and Development Review Committee approval of projects proposing a height variance to the Special Character District standards; and set public hearing on the ordinance for February 26, 2003 (*Option 1 recommended by Planning*)

**Item 28** – Voted 5-0 to approve an **investment banking underwriting team** for the next five years to consist of the following five firms: **Banc of America Securities, Bear Stearns, Goldman Sachs, Morgan Stanley, and William R. Hough & Company** (*Option 1 recommended by the City Treasurer-Clerk*)

**Item 29** – Voted 4-0 (Mayor Maddox absent) to approve **direction to staff to implement the Stormwater On-site Mitigation Loan Program** with the following stipulations: 1) an initial appropriation of \$200,000; 2) grants (as opposed to loans) based on HUD's income guidelines (full grant for below very low income, fifty percent grant for low income, and full payback above low income); 3) program sunset date of December 31, 2004 (*Option 1 recommended by Public Works/Stormwater Division*); directed staff to bring back needed adjustments to address any implementation problems

Also, requested the staff to bring back information on a **rating plan for new construction** to evaluate the construction at the time of permitting so as to remove the potential for future flooding

**Item 30** – Voted 5-0 to authorize the City Manager to execute the proposed **purchase agreement with BCOM Inc. for the sale of the vacant southwest corner parcel of Kleman Plaza** for a purchase amount of \$2,000,000, comprised of 42,000 sq. ft. and including air-rights over the garage entrance off Bronough Street – proposed for a mixed-use facility to be constructed on the site, which would include residential, office and retail uses (*Option 1 recommended by Economic Development*)

**Item 31** – Voted 5-0 to approve an **agreement with Sessally Rose Transit** to serve as a local provider of services for the transportation disadvantaged (*recommended by TalTran*)

**Item 32** – Voted 5-0 to approve the **sale of the existing 1.33-acre Bradfordville Road fire station site**, located on old Bradfordville Road and Ayavalla Way, in the amount of \$337,500 to **Bradfordville Phipps Limited Partnership**, allowing the City to recover the initial investment for the site and an additional \$125,900 to use towards future construction or acquisition to expand the fire station network (*Option 1 recommended by Public Works/Real Estate Administration*)

**Item 32.1** – Voted 4-0 (Commissioner Katz absent) to **modify the Absentee Ballot Canvassing Procedures** as requested by the Supervisor of Elections, **eliminating the requirement for a security envelope as a standard for declaring a ballot to be invalid** (*Option 1 recommended by the City Attorney & City Treasurer-Clerk*)

**Item 32.2** – Discussed the **Economic Development Council (EDC) Target Industries** (*brought forward by Commissioner Lightsey*); concurred to direct staff to schedule a target issue workshop in March or April in conjunction with the EDC to consider taking action consistent with other communities competing for new businesses or businesses interested in relocating

#### **Unagendaed -**

The following students appeared before the Commission and presented a petition, signed by 164 students, to save the live oak trees on Lot 10 between Golf Terrace and Jennings in Country Club Estates: Hillary Duenas, Zoe Cunningham, Eva Gray, Laura Hempel, Coral Burnaman, Allison Spigler, and Becca Deterding.

Ms. Sheila Washington, 264 White Oak Drive, appeared before the Commission and discussed her concern with the late fee charged with late payment of utility billing.

Mr. H. A. "Dan" McDaniel, 1907 Ivan Drive, appeared before the Commission and discussed his concern with the placement of campaign signs and cleanup after the elections.



Ms. Carol Kio-Green, 4823 Sullivan Road, appeared before the Commission and discussed her concern with fair process in regard to the sale of the Bradfordville Road fire station site (Item 32).

Ms. Carol Rippee, 1500 Lloyd's Cove Road, representing Rippee Construction, appeared before the Commission and objected to the process used in regard to the sale of the Bradfordville Rod fire station property (Item 32).

Mr. Eugene Danaher, 10265 Thousand Oaks Circle, appeared before the Commission and objected to Mayor Maddox serving as Interim Mayor while being appointed as Chair of the Democratic Party.

Ms. Joy Herring, 2970 Huntington Drive, appeared before the Commission and expressed disappointment with the way the property sale was determined (Item 32).

Mr. Bob Fulford, 231 Westridge Drive, appeared before the Commission and expressed hope the Commission would reconsider its action on Item 32.

Mr. Harry Brown, 5431 Crump Road, appeared before the Commission and discussed his allegations of unfair treatment of black employees by the City Manager.

CTC:RM:ecg02-12-03  
WP:CTC:RM:tie02-20-03

### February 19, 2003 TARGET ISSUES WORKSHOP

The City Commission met in regular target issues work session and took the following action (Commissioner Meisburg absent):

**Item 1** – Received a status report on the **City of Tallahassee & James S. Rickards High School Scholarship Program**; by consensus, directed staff to bring back specific recommendations regarding increasing the number and amount of scholarships per year, with some sliding formulas to help address this on a continuing basis, provide some record keeping on whether the scholarship recipients were graduating, restructuring the volunteer hours requirement in terms of reducing the number of hours and providing some flexibility based on the students' need for employment, and agreed with placing the monitoring and review of official student files and eligibility responsibilities officially under the Assistant to the City Manager (*presented by the Assistant to the City Manager*)

The following persons appeared before the Commission relative to this item:

- Mr. Bill Montford, Superintendent of the Leon County School Board
- Ms. Maggie Lewis, Leon County School Board Member
- Ms. Kae Ingram, Executive Director of Secondary Schools
- Dr. Pink Hightower, Rickards High School Principal

**Item 2** – Received a status report on **Frenchtown Revitalization** efforts; voted 4-0 (Commissioner Meisburg absent) to accept the Greater Frenchtown Area Front Porch Florida Report, direct staff to review and evaluate the programmatic and fiscal impact of accepting the

donation of the athletic lights at Lee Park and bring a recommendation back to the Commission, accept early repayment of the \$400,000 Housing Trust Fund Loan, authorize an increase in the existing Line of Credit to the Frenchtown Community Development Corporation (CDC) from \$250,000 to \$750,000, and dedicate \$500,000 to the construction of residential units in the Frenchtown Village Marketplace Development, and approve the donation to the Frenchtown CDC of the City-owned lot located at 506 Martin Luther King Boulevard (Tax Id No. 2136500125235), estimated value \$15,000 (*Option 1 recommended by Neighborhood & Community Services [NCS]*)

Staff confirmed that a report on the athletic lights at Lee Park and the Frenchtown Office Building concept would be brought to the Commission on February 26, 2003.

The following persons appeared before the Commission relative to this item:

- Ms. Darryl Scott, Chairperson of the Governor's Revitalization Council for Front Porch Florida
- Ms. Regina Davis, Executive Director of the Frenchtown CDC
- Mr. Gene Telefair, Vice Chair of the Frenchtown CDC

**Item 3** – Voted 4-0 (Commissioner Meisburg absent) to delay until February 26, 2003 presentations from the following two highest-ranked design-build teams submitting proposals for the **design and construction of the new Jack L. McLean, Jr. Park Recreation and Aquatic Center**:

1. LLT Building Corporation with Gilchrist Ross Crowe Architects, P.A.
2. Ajax Building Corporation with JRA Architects, Inc.
3. Mr. Fred Harris, representing LLT Building Corporation, appeared before the Commission and requested a delay in the presentation.

#### **City Commissioner Information & Sharing of Ideas -**

Concurred with clarification provided by City Treasurer-Clerk Herndon, at the request of Commissioner Lightsey, that the action taken by the Sinking Fund Commission (SFC) on February 12, 2003 was to retain Prudential as the third-party record keeper/administrator for the Map 401k and RSVP retirement plans, to continue providing the Guaranteed Investment Account (GIA) offered by Prudential, and bring back to the SFC for approval a new slate of investment fund options selected from the funds recommended by Fidelity and ING

City Treasurer-Clerk Herndon clarified that there would be no cost to the employees for the conversion and a plan would be developed to assist participants in transferring their investment fund balances to the new funds.

#### **Unagendaed -**

City Manager Favors introduced Ms. Hosaki Nogi, an intern in her office from Japan, through the Pace University International Internship Program.

*CTC:RM:ecg:02-20-03*  
*WP:CTC:RM:tie:02-24-03*

**February 26, 2003**

The City Commission met in regular session and took the following action:

**Item .09** – Held a Canvassing Board meeting and canvassed the votes cast in the Municipal Election held on February 25, 2003 for City Commissioner Seats 2 and 3, and the Office of the Mayor, Seat 4, as follows:

- Voted 5-0 to **adopt Resolution No. 03-R-15, declaring Andrew Gillum elected to the Office of City Commissioner in Seat 2, with 16,119 voting for Andrew Gillum and 12,206 voting for Mayo Woodward**
- Voted 5-0 to **adopt Resolution No. 03-R-16, declaring Debbie Lightsey elected to the Office of City Commissioner in Seat 3, with 14,943 voting for Debbie Lightsey and 13,304 voting for Anthony Viegbesie**
- Voted 5-0 to **adopt Resolution No. 03-R-17, declaring John Marks elected to the Office of Mayor, with 19,119 voting for John Marks and 9,374 voting for John Paul Bailey**

The Commission recognized Commissioner Andrew Gillum in the audience, and congratulated him on his election.

**Item .1** – Presented a **proclamation recognizing Crime Stoppers** efforts in fighting crime in the community to Mr. Michael Grantham, President, and employees of Crime Stoppers.

**Item .2** – Met in special session as the **Sinking Fund Commission (SFC)**, with SFC Members Carl Munson and Bill Hollimon joining the Commissioners (SFC Member Darrin Holloman absent) at the dais, and discussed the Commission's action taken on February 12, 2003 on the MAP 401k and 457 RSVP pension plans record keeping function and investment options, which was to accept the ranking of the Review Committee and authorize the City Treasurer-Clerk to negotiate and execute a contract with the number one ranked firm, Prudential Retirement Services, retaining their services as the City's Third-Party Administrator for the MAP (401k) and RSVP (457) Pension Plans, retain the Prudential Guaranteed Investment Account (GIA), and select investment fund options from non-Prudential funds provided by Fidelity Investments and ING Aetna (*Option 1 recommended by the City Treasurer-Clerk/Retirement Administration as amended by the Commission*)

Voted 4-3 (SFC Members Maddox, Katz and Hollimon opposed) (SFC Member Holloman absent) to stay the action taken by the SFC on this issue on February 12, 2003 (*The motion failed as 7 of 8 votes were required for SFC approval.*)

**Items .3-6 and 8-22** – Voted 4-0 (Commissioner Bailey absent) to approve the staff's recommendations presented in Consent Agenda Items .3-6 and 8-22, taking the following action:

**Item .3** – **Appointed Lucy Ho and Pedro Narezo, IV to the International Affairs Council**, to terms expiring March 2006 (*presented by the Mayor*)

**Item .4** – **Appointed Darryl T. Gorham to the Tallahassee Housing Authority Advisory Board**, to a term expiring April 2006 (*presented by the Mayor*)

**Item .5** – **Appointed Terry G. Barineau (Mechanical & A/C) to the Construction Industry Review Committee** to a term expiring September 2005 (*presented by the Mayor*)

**Item 1 – Approved the proposed settlement in the case of Martin v. City of Tallahassee**, Case No. 02-CA-1211, 2<sup>nd</sup> Judicial Circuit Court, resolving the claim of Freddie Martin *(recommended by the City Attorney)*

**Item 2 – Adopted Resolution No. 03-R-04**, authorizing eminent domain action to acquire necessary rights-of-way and easements needed for Phase I of the Mission Road Improvement Project (White Drive to Peachtree Drive) *(Option 1 recommended by the City Attorney)*

**Item 3 – Approved a contract, in the amount of \$158,000, with Tallahassee Community College to provide the City’s firefighters with physical fitness services**, from Federal Emergency Management Agency/U. S. Fire Administration (FEMA/USFA) grant funding *(Option 1 recommended by the Tallahassee Fire Department [TFD])*

**Item 4 – Approved the purchase of replacement/upgraded self-contained breathing apparatus (SCBA) and personal alert safety systems (PASS) equipment from Axis Fire Equipment**, the sole provider of Interspiro equipment for the region, in the amount of \$92,311.92 *(Option 1 recommended by TFD)*

**Item 5 – Approved the award of bid for the purchase of radiator repairs to City vehicles by Capital City Radiator, Inc., of Tallahassee, Florida**, low bidder meeting specifications and sole bid *(Option 1 recommended by Fleet Management)*

**Item 6 – Approved the award of bid for the purchase of repair/construction of drive and PTO shafts on City vehicles from Fleet Supply of Tallahassee, Florida**, and the repair/rebuilding of hydraulic cylinders on City vehicles from Capital Hydraulics of Tallahassee, Florida, low bidders meeting specifications and sole bidders on each portion of the Request for Proposal (RFP) *(Option 1 recommended by Fleet Management)*

**Item 7 – Pulled for discussion and a separate vote** a recommendation on the award of bid for furnishing and installing vehicle graphics, numbers and lettering *(presented by the Department of Management & Administration [DMA]/Procurement Services, and Fleet Management)*

**Item 8 – Approved the bid award and authorized staff to execute a contract for the "Lincoln Room" museum renovation at the Lincoln Neighborhood Center with Council Contracting, Inc.**, low bidder meeting specifications, in the amount of \$258,609; additionally, authorized staff to use \$80,000 in available Frenchtown Community Development Block Grant (CDBG) funds for this project *(Option 1 recommended by Neighborhood & Community Services [NCS])*

**Item 9 – Approved a change in funding source** (to the \$164,280 supplemental appropriation approved by the Commission on January 22, 2003), **correcting \$50,000 of the approved appropriation from Miscellaneous Recreation Fees to Golf Other Revenue - Lessons** to cover projected costs of self-supporting Golf Lessons for FY2003 *(Option 1 recommended by Parks & Recreation Department [PRD])*

**Item 10 – Approved the appropriation of two Florida Recreation Development & Planning (FRDAP) Grants, in the amount of \$150,000 each,**

for **Lafayette Heritage Trail Park and Northwest Park** (*Option 1 recommended by PRD*)

Item 11 – **Authorized the Police Department to accept and expend Florida Department of Transportation (FDOT) Grant funding, in the amount of \$33,270, to implement Operation Ride Smart, Ride Safe**, and enter into a contract with Florida Safe Rider, Inc., in partnership with the Lively Law Enforcement Academy, to promote motorcycle rider education, proper legal compliance and conduct motorcycle rider training classes (*Option 1 recommended by TPD*)

Item 12 – Approved a purchasing exception request and **authorized TPD to procure a communications logging recorder system for non-emergency calls and radio communications from Quality Recording Solutions, LCC** (which would be the same as the one utilized throughout the County's 911 System), in an amount not to exceed \$93,944 (*Option 1 recommended by TPD*)

Item 13 – Approved the **Southwood Grove Park, Phase 2 Subdivision Plat** (*recommended by Public Works/Engineering*)

Item 14 – Joined in the dedication and approved the **Southwood Unit 2, Phase 1 Subdivision Plat** (*recommended by Public Works/Engineering*)

Item 15 – Joined in the dedication and approved the **Enclave Subdivision Plat** (*recommended by Public Works/Engineering*)

Item 16 – Approved a three-year lease extension to the current **lease agreement with Duval Partners for the Regency Building at 208 West Carolina Street**, headquarters for the Department of Neighborhood & Community Services, and authorized the City Manager to execute the lease addendum, with a full-service rental rate of \$16.75 per sq. ft. for year one, \$17 per sq. ft. for year two, and \$17.25 per sq. ft. for year three – for total annual outlay of \$201,921.21 for FY2003, \$204,934.96 for FY2004, and \$207,948.71 for FY2005 (*Option 1 recommended by Public Works/Real Estate*)

Item 17 – **Approved a proposed tri-party agreement between FDOT, CSX, and the City, replacing the flashing signals at the Mabry Street CSX railroad crossing**; authorized a yearly payment of \$1,770 to CSX for the City's portion (50%) of the annual cost of operation and maintenance of the safety devices (flashing signals and gate) on Mabry Street at the CSX railroad crossing; further, authorized the City Manager to execute the agreement consistent with these terms (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 18 – **Approved a Change Order to the Northeast Area Roadway/Drainage Improvement Projects construction contract with M of Tallahassee, Inc.**, in the maximum amount of \$1,064,815.60, for the construction of the remainder of Add Alternate No. 4 (Potts Road); authorized a supplemental appropriation, in the amount of \$62,540.10, from the balance of the Sales Tax Fund to Project No. 90027 (*Option 1 recommended by Public Works/Engineering*)

Item 19 – **Approved a Change Order to the Northeast Area Roadway/Drainage Improvement Projects construction contract with M of Tallahassee, Inc.**, in the maximum amount of \$2,755,908.85, for the

construction of Add Alternate No. 3 (Welaunee Boulevard, Phase I); authorized the City Manager to approve a future signal change order for Buford and Welaunee Boulevards intersection, in an amount not to exceed \$240,000 (*Option 1 recommended by Public Works/Engineering*)

Item 20 – **Approved a \$10 per month rate increase for monthly parking tenants at Eastside Parking Garage** to be phased in over two years, increasing revenues by approximately \$36,000 in 2003 and \$72,000 in 2004, offsetting increased maintenance costs (*Option 1 recommended by Public Works/Real Estate*)

Item 21 – **Approved the award of contract for the electrical wiring and connection of four existing 400 KW Cummings Diesel generator sets** (400 South Lipona Road, 1401 Arkansas Street, 2114 South Country Club Drive, and 1968 Mission Road) **to Albritton Electrical Service, Inc. of Tallahassee, Florida**, low bidder meeting specifications, in the amount of \$108,279 (*Option 1 recommended by Water Utility*)

Item 22 – **Approved the minutes** of the following City Commission meetings (*recommended by the City Treasurer-Clerk/Records Management*):

- 01-15-03 Regular Target Issues Workshop
- 01-22-03 Regular
- 02-05-03 Regular Canvassing Board

**Item 7** – By consensus, **deferred the award of a contract** for furnishing and installing vehicle graphics, numbers and lettering to the next regular meeting (*an item presented by the Department of Management & Administration [DMA]/Procurement Services, and Fleet Management*)

**Item 23** – **Delayed until March 12, 2003 the introduction of Ordinance No. 03-O-01**, Voluntary Annexation of Fred George Road, Goose Creek Development (*an item presented by DMA/Budget & Policy*)

**Item 24** – Voted 5-0 to **approve health care costs budget adjustments**, including supplemental appropriations, totaling \$1,431,149, to General Fund, TalTran and Golf Course funds for the General Fund's portion of the internal service fund increase and increases related to City retirees, funded from the Health Care Reserve Fund, with increases for health care costs, in the amount of \$1,379,969, for the remaining Enterprise Funds to come from each respective fund's existing operating budget; and approve an additional supplemental appropriation, in the amount of \$50,000, to the Human Resources Department for contractual obligations related to new privacy requirements and rate setting, from the Health Care Reserve Fund (*Option 1 recommended by DMA/Budget & Policy*)

**Item 25** – A **vested rights transfer request for Arbor Walk at Market Square was deleted from the agenda** at the request of the owner-applicant/developer (*an item presented by Growth Management*)

**Item 26** – Voted 4-0 (Commissioner Katz abstained) to **approve the proposed Cable Television Franchise Agreement with Comcast Cablevision** and authorize the City Manager to execute the agreement with concurrence from the City Attorney, provided a City Standard Joint Use Agreement was finalized prior to the March 31, 2003 extension date (*Option 1 recommended by Utility Business & Customer Service*)

**Item 27** – Voted 4-0 (Commissioner Bailey absent) to **authorize Information Systems Services (ISS) staff to purchase integration services from Mainline/NCGi** on State Contract No. 973-503-00-1, in the amount of \$1,422,188, for implementation of the Work Management System, Outage Management System, and Hub Integration (*Option 1 recommended by the Chief Information Services Officer [CISO]/ISS*)

Also, recognized and thanked Commissioner Meisburg for the assistance he gave the City government in promoting and pushing improved technology, thereby helping to put the City in the 21<sup>st</sup> Century in getting the City's work done more efficiently

**Item 28** – Voted 4-0 (Commissioner Bailey absent) to **authorize the City Manager to execute a contract with Mainline/NCGi to provide technical and consulting services for the Digital Canopy wireless network demonstration project**, under the City's sole source procurement process (*Option 1 recommended by Utility Services*)

Mayor Maddox thanked Rick Hardy and the Mainline/NCGi staff for an outstanding job.

**Item 28.1** – Voted 4-0 (Commissioner Bailey absent) to **approve an agreement with Leon County for solid waste disposal services at the new Leon County Transfer Station**, and authorize the City Manager to execute the final document (*Option 1 recommended by the Assistant City Manager for Utilities*)

The Commission discussed the agreement to include a binding arbitration clause in all City-County contracts.

Commissioner Lightsey congratulated Commissioner Katz for his success in resolving City-County disputes on solid waste/landfill issues.

**Item 28.2** – Voted 5-0 to **approve a request to partner with Leon County by paying 50% of the cost of retaining the consulting firm, Fitch and Associates, LLC, of Platte City, Missouri** (\$225,000 for services plus the cost of travel and housing), in cooperation with Leon County, waiving the purchasing requirements, and authorize the City Manager to execute the agreement with Leon County for consultant services on the development of a detailed business structure and program performance specifications **for an Emergency Medical Services (EMS) Program**; and approve waiving the purchasing requirements as an emergency acquisition for a **contract with Government Services Groups, Inc. (GSG)** to provide financial and legal analysis to assure that in implementing the new EMS Program, there was no challenge to the viability and legality of the fire services fee

Commissioner Katz suggested that this contract could be used as a model for future contracts with Leon County where the two parties split the cost.

**Item 28.3** – Voted 5-0 to authorize the City Manager to continue the implementation of an aggressive strategy for the revitalization of Frenchtown by finalizing and executing a **development agreement and lease with the Renaissance Partners, LLC for the construction and occupancy of the Frenchtown Renaissance Office Building and Parking Garage** (Renaissance Plaza Office Complex) (*Option 1 recommended by NCS*)

Commissioner Meisburg recognized the attendance of Ms. Regina Davis and Mr. Hurley Booth, and thanked them for their teamwork on the Frenchtown revitalization efforts.

The Commission discussed giving some community visibility to this project and how it would work, and Commissioner Meisburg recommended a WCOT program on the issue.

**Item 29** – Held the second public hearing on the **Melody Hills Cluster Community Paving Assessment Project**; voted 5-0 to **adopt Resolution No. 03-R-05** (Paving Resolution of Maximum Assessments – Ted Hines Drive Project No. 02185), approve an additional appropriation of \$65,000 to Project No. 02185 from the Street Paving Fund, and authorize staff to proceed with the construction of the improvements (*Option 1 recommended by Public Works/Engineering*)

There were no speakers on this item.

**Item 30** – Held the third and final public hearing on the **Pasco Court Paving Assessment Project**; voted 5-0 to **adopt Resolution No. 03-R-07** (Paving Resolution setting the Final Assessment Roll – Pasco Court Project No. 99221), setting the property owners' 50% share at \$2,749.41 per parcel, totaling \$24,744.66, based on the final project cost of \$49,489.31 (*Option 1 recommended by Public Works/Engineering*)

There were no speakers on this item.

**Item 31** – Held the third and final public hearing on the **Tallahassee Housing Authority – Pinewood Place Apartments Paving Assessment Project**; voted 5-0 to accept the report on the completion of this project for a final cost of \$84,431.70, an under-run of \$11,568.30, of which the Tallahassee Housing Authority was issued a refund check for half of the under-run, in the amount of \$5,784.15 (*presented by Public Works/Engineering*)

There were no speakers on this item.

**Item 32** – Held a public hearing on a Notice of Proposed Change (NOPC) #4 to the Southwood Development of Regional Impact (DRI); voted 5-0 to determine that **NOPC #4 to the Southwood DRI was not a "substantial deviation" and approved the Amended Development Order** as presented, subject to conditions a, c and amended conditions b and d (as read into the record and on file in the Office of the City Treasurer-Clerk) (*Option 1 as amended recommended by Growth Management*)

There were no speakers on this item.

**Item 33** – Held the first and final public hearing on **Pension Ordinance No. 03-O-07**, introduced on January 22, 2003; voted 5-0 to **adopt the ordinance**, amending the eligibility criteria for post-retirement COLA/HCS allowing general employees to take advantage of the "30 and out" provision for normal retirement, providing police and fire employees with a prior service buyback option comparable to that already provided to general employees, and 175/185 funding of benefits (*Option 1 recommended by the City Treasurer-Clerk & City Manager*)

There were no speakers on this item.

**Item 34** – Held a public hearing on Ordinance No. 02-O-90, introduced on November 13, 2002 and continued from January 22, 2003, and new City Commission Policy No. 704, which would delegate approval of banners on public rights of way for sanctioned public events to the City Manager; voted 5-0 to **adopt Ordinance No. 02-O-90AA and new City Commission Policy No. 704, which had been revised to withdraw references to signage on public rights of way and**



**replace them with references to banners on public rights of way** (*Option 1 recommended by the City Attorney*)

Staff advised the intent was to draft an ordinance to address signs on public rights of way and present it for review to a citizens committee, and possibly a Commission workshop, before presenting it for Commission action.

There were no speakers on this item.

Commissioner Meisburg recommended that the Commission take up the issue of political signs placed on rights of ways.

The Commission also voted 5-0 to administratively approve the request by the **Red Hills Horse Trials to place directional signs** as done in prior years.

**Item 35** – Held a public hearing on an **Application for Development Approval for the Capital Circle Office Center DRI**; by consensus, continued the public hearing to May 28, 2003 as requested by the applicant to allow review by the Planning Commission at its meeting of May 6, 2003

There were no speakers on this item.

**Item 36** – Held the first and final public hearing on **Cureton House HPO Rezoning Ordinance No. 03-Z-03**, introduced on February 12, 2003; voted 4-0 (Commissioner Bailey absent) to **adopt the ordinance**, rezoning 0.47 acres located at 124 Cadiz Street from R-3 Single Family Detached, Attached, and Two-Family Residential District to R-3 Single-Family Detached, Attached, and Two-Family Residential District with Historical Preservation Overlay (HPO) and listing the property on the Local Register of Historic Places (applicant: Kelly Layman) (RZ-357) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 37** – Held the first and final public hearing on **Ervin House HPO Rezoning Ordinance No. 03-Z-05**, introduced on February 12, 2003; voted 4-0 (Commissioner Bailey absent) to **adopt the ordinance**, rezoning 0.52 acres at 513 East Call Street from RP-2 Residential Preservation District to RP-2 Residential Preservation District with HPO and listing the property on the Local Register of Historic Places (applicant: Trond Gillberg and Barbara DeVane-Gillberg) (RZ-359) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 38** - Held the second and final public hearing on **Osceola Heights Rezoning Ordinance No. 02-Z-85**, introduced on December 11, 2002 and continued from January 22, 2003; voted 4-0 (Commissioner Bailey absent) to **adopt the ordinance**, rezoning 56 acres lying south of Magnolia Drive and north of Orange Avenue and including properties of multiple owners fronting on Pontiac, Hiawatha and Dozier Drives, and Jim Lee Road, from Central Urban to Residential Preservation 1 (implementing Comprehensive Plan Amendment 2001-2-M-010) (RZ-344) (*Option 1 recommended by Planning*)

**Item 39** – Held a public hearing on **Zoning, Site Plan, and Subdivision Regulations Downtown Development Standards Ordinance No. 03-O-10AA**, introduced on February 12, 2003; voted 4-0 (Commissioner Bailey absent) to **adopt the ordinance**, amending the City Zoning, Site Plan, and Subdivision Regulations amending the Downtown Development

Standards, implementing Commission direction, extending the review time from 10 days to 20 days, and Development Review Committee approval of projects proposing a height variance to the Special Character District standards (*Option 1 recommended by Planning*)

The following persons appeared before the Commission:

- Mr. Stan Chapman, 1484 Mitchell Avenue (proponent)
- Ms. Valerie Jean Conner, 534 Oakland Avenue (proponent/informational)
- Ms. Marilyn Larson, 111 S. Monroe Street (proponent/informational)

The Commission discussed the need to address the role of the Architectural Review Board in the historic preservation district, and clarified that the Capitol Center Planning District height standards were set by chart.

#### **Unagendaed:**

Mayor Maddox recognized Brownie Troop 14.

Mayor Maddox thanked his wife, Sha, and his two sons for coming to his last Commission meeting as Mayor.

Mayor Maddox also recognized and thanked his parents, Charlie and Rickie Maddox, for attending.

#### **Unagendaed Speakers:**

Mr. Harry Brown, 5431 Crump Road, appeared before the Commission and discussed his allegations of unfair treatment of himself and other black employees by the City Manager, and the Director of Equity & Workforce Development.

Mr. Dennis Murphy, 317 E. Park Avenue, thanked Mayor Maddox, Commissioner Meisburg and Commissioner Bailey for the years of dedicated service they had given to the community, and wished them well in their future endeavors.

The Commission recognized this was the last Commission meeting that would be attended with Mayor Maddox, Commissioner Meisburg and Commissioner Bailey on the Commission.

*CTC:RM:ecg:03-04-03*

*CTC:WP:tie:03-11-03*

### **February 26, 2003**

The City Commission met in special session for the presentation of design build proposals for the Jack L. McLean, Jr. Park Recreation and Aquatic Center, and took the following action:

- Voted 3-2 (Commissioner Lightsey and Commissioner Meisburg opposed) to select the Ajax Building Corporation/JRA Architects, Inc. team and:

Authorize staff to enter into negotiations with the City Commission selected firm and authorize the City Manager to enter into a **design-build contract for the Jack L. McLean, Jr. Park Recreation and Aquatic Center**, for a total contract sum not-to-exceed \$5,400,000; and approve a supplemental appropriation, in the amount of \$200,000, from Sales Tax 2005 funding to be added to Project No. 02051 to enhance SWMF capacity and add sidewalks from the facility to Paul Russell Road and along the property frontage (*Option 1 recommended by Public Works/Engineering*)

The following persons made presentations before the Commission on their design-build team proposal:

- Mr. Dennis Tribble, President, and Associates, LLT Building Corporation, and Mr. David Gilchrist, Principal, and Associates, Gilchrist Ross Crowe Architects
- Mr. Kevin W. Smith, President, and Associates, Ajax Building Construction, and Mr. Jim Roberson, Principal, and Associates, JRA Architects, Inc.

*CTC:RM:ecg:03-04-03*

*CTC:WP:tie:03-10-03*

### **February 28, 2003**

The City Commission met in regular reorganization session and newly-elected Commissioners Andrew Gillum, Allan Katz, Debbie Lightsey and Mark Mustian, and Mayor John Marks were installed in office.

Florida Circuit Judge Nikki Ann Clark conducted the swearing in of the new Commissioners and the new Mayor.

U. S. District Judge Robert Hinkle wished the new Commissioners and Mayor well as they assumed their new role in the community.

The Commission then voted 5-0 to elect Commissioner Katz to serve as Mayor Pro Tem.

The family and special guests of the new Mayor and City Commissioners were introduced.

The outgoing Commissioners and Mayor were presented with plaques in recognition and appreciation of their service to the City of Tallahassee.

Father Michael Foley, of the Good Shepherd Catholic Church, gave the Invocation and the Reverend John Green, of Bethel AME Church, gave the Benediction.

*CTC:RM:ecg:03-04-03*

*CTC:WP:tie:03-10-03*

### **March 12, 2003**

The City Commission met in regular session and took the following action:

**Item 1** – Presented a proclamation to Mr. Clint O. Pleas, a City of Tallahassee Water Utilities Foreman, in recognition of his heroic actions in assisting a fellow citizen (*presented by Mayor Marks*)

**Item 2** – Recognized and presented certificates to the following City employees recently completing the City of Tallahassee Certified Supervisor Training Program (*presented by Sharon Ofuani, Director of Equity & Workforce Development*):

Employee	Department	Supervisor
Durwin, James	Aviation	Ken Austin
Mayfield, Stephen	Gas Utilities	Sam Davis
Arnold, Dwight	Growth Management	Bob Herman
Barber, Tony A.	Growth Management	Bob Herman
Brown, Fred Daniel	Growth Management	Bob Herman
Cox, Joe	Growth Management	Bob Herman
Dodson, Julian Glenn	Growth Management	Bob Herman
Harrison, Edith	Growth Management	Bob Herman
Mann, Daniel Jr.	Growth Management	Bob Herman
Williams, Laura	Growth Management	Bob Herman
Wallace, Patricia J.	Police	Walt McNeil
Griner, Richard C.	Public Works	Gabriel Menendez (Acting)
Kenneth Watts	Public Works	Gabriel Menendez (Acting)
Powell, Randall K.	Public Works	Gabriel Menendez (Acting)
Stevens, Robert M.	Public Works	Gabriel Menendez (Acting)
O'Del, Robert E.	Taltran	Larry Carter
Wiley, Victor	Taltran	Larry Carter

**Item 2.1** – Ms. Althemese P. Barnes, Executive Director of the John G. Riley Center, presented copies of the most recent publication of the *Florida Black Heritage Trail Magazine* to the City Commissioners, noting that it included some local historic structures

**Consent Agenda Items 3-4 and 6-14** – Voted 5-0 to approve the staff’s recommendations presented in Consent Agenda Items 3-4 and 6-14, taking action as follows:

Item 3 – Approved the award of a construction contract, in the amount of \$3,083,825.85, for the Tallahassee Regional **Airport Perimeter/Service Road Improvements, and Fencing/Gate Improvements Project**, to **Sandco, Inc., Tallahassee, Florida**, low bidder meeting specifications, subject to acceptance by the Florida Department of Transportation (FDOT) and the Federal Aviation Administration (FAA) (*Option 1 recommended by Aviation/Airport Capital Program Administrator*)

Item 4 – Authorized the Department of Communications to **extend printing bids with Insty-Prints for the *Insight* utility bill newsletter, and with Rose Printing Company for the *CityScope* employee newsletter** at current prices

through the end of Fiscal Year (FY) 2003 (July-September), at a cost of \$8,744.55 for the three-month period (*Option 1 recommended by Communications/Public Information Manager*)

*Item 5 – Deleted from the agenda a request for approval of the single source purchase of protective relays for the Electric Utility System – moved to March 26, 2003*

Item 6 – Ratified the City Manager's emergency authorization for **HydroChem**, the least cost vendor of three contacted vendors, **to perform the evaporator chemical cleaning of the Purdom Unit 8** Electric Generating Station in St. Marks, Florida, during the preventative maintenance outage that was begun on February 28, 2003, at a not to exceed cost of \$62,854, plus a \$10,000 contingency, totaling \$72,854 (*Option 1 recommended by Electric/Production*)

Item 7 – Awarded a three-year continuing price agreement for the **purchase of decorative light poles and fixtures for the Southwood Plantation street lighting** from **North Pacific Composites**, for the decorative poles, banner arms and decorative arms (bid items 1-3), and **Hughes Supply**, for the decorative lighting fixtures (bid items 4-6), low bidders meeting specifications, for a total projected cost of approximately \$100,000, of which the City's cost share would be approximately \$25,000 (*Option 1 recommended by Electric Utility*)

Item 8 – Awarded a **three-year contract for dumpster rental services** from **Marpan Supply Company**, low bidder meeting specifications, and authorized staff to enter into a contract for the period March 1, 2003 through February 28, 2006, at an estimated cost of approximately \$94,932 for the life of the contract (*Option 1 recommended by the Department of Management and Administration [DMA]*)

Item 9 – Approved a **Traffic Signal Maintenance and Compensation Agreement with Gadsden County for a traffic signal at the intersection of U.S. Highway 90 and Flying J Truck Center/FDOT Midway Maintenance Operations Complex**; authorized the City Manager to execute the Agreement consistent with the terms presented, for compensation to the City of Tallahassee at \$180 per month, totaling \$2,160 annually, with the annual compensation to be adjusted for inflation every other year as labor and material prices escalate (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 10 – Approved City participation in the **Hot In-Place Asphalt Recycling** contract between Escambia County and **Cutler Repaving, Inc.**, for the maintenance resurfacing of selected City streets, at an estimated cost of \$103,866.05 (*Option 1 recommended by Public Works/Streets & Drainage*)

Item 11 – Approved **Change Order No. 4**, in the amount of \$569,823.01, to the contract with **GLF Construction Corporation**, to address plan omissions, poor soil conditions and unforeseen utility conflicts for **Blair Stone Road Northern Extension, Phase I**, for a total revised contract of \$18,682,412.56 (*Option 1 recommended by Public Works/Engineering*)

Item 12 – Approved **Change Order No. 5**, in the amount of \$220,316.35, to the construction contract with **SANDCO, Inc.**, for the **Airport Runway 18/36 Safety Area Improvements and Medium Approach Lighting System** with Runway Alignment Indicator Lights (MALSR) Installation Project, for a total revised

contract amount of \$1,838,922.57; approved a supplemental appropriation in the amount of \$235,000 to Project No. 99295 (Airport Grant Construction Fund), from Federal Aviation Administration (FAA) grant funds (90%) and Airport Passenger Facility Charge Funds (10%), which includes a 6.7% contingency amount of \$14,683.45 (*Option 1 recommended by Public Works/Engineering*)

Item 13 – Approved the use of TalTran FY2003 Operating Budget funds to **purchase paratransit software for the Dial A Ride and Community Transportation Coordinator (CTC) programs** for transportation-disadvantaged patrons, in the amount of \$100,000, to be reimbursed by FY2003 Federal Transit Administration (FTA) Section 5307 or 5309 Grant funds (*Option 1 recommended by TalTran*)

Item 14 – Approved a **Joint Participation Agreement (JPA) with FDOT to adjust 28 water valves, 7 gas valves, and 46 sewer manholes as part of the construction of the Capital Circle Resurfacing Project, from Centerville Road to SR-8 (I-10)**, in the amount of \$53,350 (*Option 1 recommended by Utility Business & Customer Service*)

**Item 14.1** – Voted 5-0 to **approve the return of the Intergovernmental Liaison position to report directly to the Mayor**, with assurances that the position would interact with each of the City Commissioners on intergovernmental issues and that the position would be discussed in more detail at the upcoming Commission Retreat; indicated issues relating to the overall staffing of the Commission Office and the role of Commission Aides would also be discussed at the upcoming Commission Retreat (*brought forward by Mayor Marks*)

**Item 14.2** – Voted 4-0 (Mayor Marks abstained) to **rescind the previous Commission decision on the award of the design-construct contract for the Jack L. McLean, Jr. Park Recreation & Aquatic Center**, and proceed to establish an ad hoc citizens advisory committee of five, made up of a single appointment from the Mayor and each City Commissioner, which would convene after public notice and over a four-week period review all three proposals that had been rated by the staff review committee (adding the operating cost of the facility as a factor of consideration), and then make a recommendation to the Commission on the award of the contract at the first regular meeting in April 2003

The following persons appeared before the Commission and requested that the Commission rescind the prior Commission action taken on the design-construct contract for the Jack McLean Park Recreation & Aquatic Center:

- Mr. Perry L. West, 934 Cochran Drive, representing the Apalachee Ridge Estates Neighborhood Association (ARENA)
- Ms. Edwina Stephens, 608 Famcee Avenue, representing the South Side Community
- Ms. Bonnie Abellera, 825 S. Bahama Drive, representing the Beacon Hill Neighborhood
- Ms. Dot Inman-Johnson, 2121 Trescott Drive
- Mr. Brian Henderson, 2802 Harwood Street, representing ARENA
- Mr. Eugene Danaher, 10263 Thousand Oaks Circle North

**Item 15** – Introduced **Fred George Road/Goose Creek Development Voluntary Annexation Ordinance No. 03-O-01**, which would provide for the annexation of approximately 100 acres of undeveloped property fronting on Fred George Road, and set public hearing on the ordinance for March 26, 2003 (*Option 1 recommended by DMA/Office of Budget & Policy*)

**Item 16 – Introduced Village Square Boulevard Abandonment Ordinance No. 03-O-11**, which would provide for the abandonment of an unpaved strip of right-of-way and adjacent utility easement located on the east side of Village Square Boulevard approximately 350 feet north of Killlearn Center Boulevard, requested by Rivers-Bell Building LLC and set public hearing on the ordinance for March 26, 2003 (*Option 1 recommended by Planning*)

**Item 17 – Introduced Parkway Terrace Properties, Inc. Rezoning Ordinance No. 03-Z-14**, which would rezone 2.8 acres located at the north end of Fisher Lane approximately 300 feet south of Apalachee Parkway from OR-3 Office Residential District to CP Commercial Parkway District, requested by the applicant/owner Parkway Terrace Properties, Inc.; set public hearing on the ordinance for March 26, 2003 (*Option 1 recommended by Planning*)

**Item 17.1 – Introduced Martin Hurst Road "Parcel A" Annexation Contraction Ordinance No. 03-O-16**, which would rescind the remaining parcel of the Martin Hurst Road Annexation of 29.5 acres voluntarily annexed into the City on August 21, 2002 (Ordinance No. 02-O-68), Parcel B having been rescinded from annexation by the Commission on January 22, 2003 (Ordinance No. 02-O-112); set Ordinance No. 03-O-16 for public hearing on March 26, 2003 (*Option 1 recommended by the City Attorney*)

**Item 18 – Voted 5-0 approve the scope of the Traffic Calming Consultant Contract with H. W. Lochner, Inc.**, addressing ten (10) traffic calming projects, for an amount not to exceed \$123,700 and a project completion date of October 2003, and authorize the City Manager to execute the contract consistent with these terms (*Option 1 recommended by Public Works/Traffic Engineering*)

Commissioner Lightsey **requested that the staff provide a report on the minimum number of speed bumps and how to keep the traffic calming signs from being unsightly.**

**Item 19 – Voted 5-0 to approve the Tallahassee Advanced Transportation Management System (TATMS) 2003 Technical Enhancements Software Contract with Kimley-Horn and Associates, Inc.**, in the amount of \$580,738, and authorize the City Manager to execute the contract (*Option 1 recommended by Public Works/Traffic Engineering*)

**Item 20 – Voted 5-0 to authorize a reduction in the Raytheon performance/contract bond amount** to \$2 million and authorize the City Manager, with concurrence by the City Attorney, to approve future bond adjustments, including the elimination of the bond requirement (*Option 1 recommended by Electric Utility/Production*)

**Item 21 – Deleted from the agenda and moved to March 26, 2003, an update on the repairs and restoration of the historic Los Robles Gate** (an item presented by Public Works/Engineering)

**Item 22 – Voted 5-0 to accept the staff's update on an environmental consent decree, Hazardous Waste Consent Order OGC 96-0456** (concerning hazardous waste violations at the Municipal Services Complex and Thomas P. Smith Water Reclamation Plant), reporting the Florida Department of Environmental Protection had executed a Closing Order on the case, and thanking the City Manager and staff for extraordinary compliance with the Consent Order (*presented by Environmental Resources*)

**Item 22.1 – Voted 5-0 to approve the Road Right-of-Way Maintenance Agreement with FDOT for FDOT roads within the City**, for the period July 1, 2003 through June 30, 2004, providing for an annual reimbursement of \$574,427.91 to the City of Tallahassee, to be reimbursed on a quarterly basis, and authorize the City Manager to execute the Agreement (*Option 1 recommended by Public Works/Streets & Drainage*)

Commissioner Lightsey confirmed with staff that this contract with FDOT provided for full cost recovery for basic maintenance of the road right-of-ways, but not for the maintenance of landscaped areas planted by the City and Arbor Green over the past several years. She advised that she had requested that the staff provide her with budget information on **the amount expended on streets and drainage on the neighborhood streets**, such as Kerry Forest.

**Item 22.2** – Voted 5-0 to allow **the City Manager to approve the Phase I and subsequent grants from the Florida Department of Health for the Tallahassee Fire Department (TFD) to become the manager of the RMAT for Region 2**, and receive the Regional Medical Response Team (RMAT) equipment package approved by the U. S. Department of Justice and administered by the Florida Department of Health – providing Phase I funding, in the amount of \$81,902.90, for the creation of a RMAT Coordinator position within the TFD to create and manage the RMAT (anticipated to be hired by May 1, 2003), with future funding for equipment for the team to be provided by the Florida Department of Health, recognizing and providing additional training and resources for local emergency response from the TFD for emergency responses, HAZMAT, and weapons of mass destruction (*Option 1 recommended by Fire*)

#### **Unagendaed:**

Mr. Dwayne Huffman, 4732 Dauphine Boulevard, President of the Florida State University Cycling Club, appeared before the Commission and requested the City's help in acquiring and designating part or all of Leon County property for cycling or jogging activities adjoining Tom Brown Park, indicating the County was offering to sell more than 80 acres of surplus Leon County property at that site for residential development.

The Commission directed the staff to bring back some staff analysis on the request presented by Mr. Huffman.

Mr. Eugene Danaher, 10263 Thousand Oaks Circle North, appeared before the Commission and requested that the action taken by the prior Commission on February 26, 2003 relating to the sale of the Bannerman Fire Station site as surplus City property, be immediately placed on hold and the City Auditor be directed to investigate the facts related to taking such action without adhering to established City policy and procedures.

Mayor Marks indicated that he would take Mr. Danaher's request under consideration.

Mr. Harry L. Brown, 5431 Crump Road, appeared before the Commission and alleged unfair treatment of himself and other City employees by the City Manager.

#### **City Commission Information and Sharing of Ideas:**

Mayor Marks reported he had attended an update on homeland security preparations, and was satisfied that this community was well prepared.

The Commission, by consensus, designated Mayor Marks as the City of Tallahassee's representative on the Florida League of Cities.

Mayor Marks announced a Commission Retreat had been scheduled for April 3, 2003.



**MARCH 17, 2003  
BUDGET WORKSHOP**

The City Commission met in special budget workshop session and took the following action:

Received a staff presentation on the City's financial situation preliminary to beginning the development of the Fiscal Year (FY) 2004 City of Tallahassee Budget

Discussed the General Fund projected deficit of \$8.5 million for FY 2004

Requested information on when the reserve funding policies were established and the rationale/historic basis for those policies so that the operating assumptions could be re-examined (Commissioner Katz)

Discussed the Fire Service Fund projected deficit of \$2.1 million, and the lack of cost recovery in the City's Fire Services contract with the County so that the City residents were subsidizing the County residents for fire services; confirmed that the City's commitment, made to the City's customers, was not to raise the Fire Service Fee any earlier than October 1, 2004; and determined from staff that the County residents paid for their fire service protection through a Municipal Services Taxing Unit (MSTU) on their tax bill

Suggested that an appropriate time to revisit the Fire Services contract would be in conjunction with the negotiations on an Emergency Medical Services (EMS) agreement with the County (Commissioner Katz)

Discussed balancing the Golf Course Fund projected deficit of \$200,000 for FY 2004

Discussed balancing the TalTran Fund projected deficit of \$4.9 million in FY 2004

Requested information on the potential of a bus advertising program as an alternative revenue generating source for TalTran (Commissioner Gillum)

Requested information on how three or four other cities had implemented a bus advertising program (Commissioner Katz)

Concurred with the staff's intent to bring back information on various options for addressing the FY 2004 Operating Budget, to include:

- Property tax increase (1.0 mill = \$6.5 million)
- A review of the whole Financing Policy and Transfers to the General Fund
- Use of Reserve Funds, expanding the use of interest earnings
- Expenditure Reductions
- Increases in fees and charges in services that were not fully recovering their cost
- Reduced level of cash funding for capital projects

Strongly suggested that no attempt be made to transfer funds from the Stormwater Fund to General Government based on the public's interest in more stormwater management projects (Commissioner Lightsey)

Requested that the staff provide information on how the shortage of police officers was being addressed and whether the currently projected deficit included any new Tallahassee Police Department (TPD) positions coming out of the staffing study done the previous year (Commissioner Lightsey)

Requested that the staff provide information on whether there was some general economic reason people were not playing as much golf or if the overhead had significantly increased, as it appeared that deficits were continuing to grow although major improvements had been made over the past few years to both Hilaman and Jake Gaither Golf Courses (Commissioner Lightsey)

Requested a specific report on the revenues and expenses for the Jake Gaither Golf Course (Commissioner Lightsey)

Requested a report on whether there was some formula in use by governments for providing maintenance crews on a per acreage basis, and the status of the City's maintenance program for right-of-ways; and inquired as to whether there were some ongoing maintenance problems in Streets and Drainage, in Parks and Recreation, and in Stormwater due to the maintenance requirements having increased without the number of crews being increased (Commissioner Lightsey)

Requested that the staff provide information on any existing City contracts in which the City was subsidizing services, including contracts with TalTran, the contracts with the County on the Animal Shelter, and for Parks and Recreation (Commissioner Lightsey and Mayor Marks)

Requested that the staff provide information on full cost recovery for Parks and Recreation adult services to include the cost of permanent and temporary workers (Commissioner Lightsey)

Requested that the staff provide information on a suggestion made a few years back by the Police Benevolent Association (PBA) relative to getting some revenues from law enforcement (Commissioner Lightsey)

Requested that the staff provide information on what the budget would look like with no increased service levels, no additional revenues and what would be cut to make that work if serious consideration was to be given to increasing property taxes (Commissioner Lightsey)

Ascertained from staff that fire plan review fees had been implemented with those revenues going into the Fire Services Fund (Commissioner Lightsey)

Suggested that user fees and fees for service were a more equitable route for obtaining additional revenues, and strongly recommended that they be pursued before taking up the issue of a general across-the-board tax increase (Commissioner Lightsey)

Expressed concern with the continuing need for sidewalks and finding a way to fund the construction of sidewalks (Commissioner Lightsey)

Ascertained from staff that the Emergency Medical Services (EMS) funding issue and the probability of some kind of property tax or ad valorem based funding source for that was on the same timeframe as the City's budget process (Commissioner Mustian)

Requested that the staff bring back information on what was considered the norm across the country with regard to municipal debt levels (Commissioner Mustian)

Requested that information be provided on the realistic cost effects that various issues in the Legislature might have on the local community (Commissioner Gillum)

Expressed reluctance to cut any program in order to balance the budget, and expressed a preference for utilizing some of the reserve funds (Mayor Marks)

Concurred with the need for some long-term budget planning to ward off increasing deficits with each succeeding year

Concurred to have another budget meeting prior to June

CTC:RM:ecg:04-08-03

WP:RM:tie:04-09-03

### **MARCH 19, 2003** **Target Issues Workshop**

The City Commission met in regular target issues work session and took the following action:

**Item 1.a** – Received a power point presentation on **a review of the Electric & Gas Strategic Plan (E&G Plan)**, and discussed the initiatives contained in the E & G Plan; other issues included:

- Discussed the future of the Regional Transmission Organizations (RTOs) and the City Electric Utility's options for controlling its transmission lines; staff indicated a future report would be presented to the Commission in this regard
- Discussed the high cost of green energy programs; staff indicated that more data would be obtained and presented to the Commission as the City moved forward with its Green for YOU program
- Commissioner Lightsey ascertained that the staff was taking measures to ensure the security and open visibility of the City's Electric Utility transmission lines.
- Discussed the potential and continuing pressure to deregulate or restructure the electric industry
- Mayor Marks suggested that some consideration be given to how the electric power costs were reported to the City's customers, including the cost of gas fuel driving the cost of electric power.

**Item 1.b** – Received a power point presentation on a proposed plan to mitigate the adverse impacts of rising fuel costs and the resulting higher utility bills for the electric and gas customers, and discussed potential utility bill mitigation options (*brought forward by Utility Services*):

- Determined from staff that all fuel cost adjustments were the same across-the-board for both the City's residential and commercial customers
- Discussed the Energy Risk Management Program for clarification
- Commissioner Katz **proposed the creation of a mechanism whereby certain individuals could qualify for some funds to assist them with their utility bill, to make \$2-3 million available from the year-end surplus for those customers who could demonstrate need, and to establish the definition of need.**
- Commissioner Katz requested that the City Attorney evaluate whether commercial customers could be exempted from the potential subsidy.
- Commissioner Lightsey **requested that staff bring back a chart showing the average residential utility bill if the cost of fuel continued to climb as projected at the end of**

**six months, and what happened to the rates after the \$10 million buy down recommended by the staff was gone.**

- Mayor Marks **requested a staff response on whether everything possible had been done to reduce the cost associated with base rates to mitigate the projected fuel cost.**
- Mayor Marks confirmed that the staff was expected to bring back some answers, not necessarily in depth research, on the issues that had been raised in this discussion, i.e., whether everything been done to reduce the base rates, whether Commissioner Katz' suggestion could be implemented, and the best way of accomplishing that.
- Commissioner Lightsey **suggested looking at some alternatives that were for more than six months.**
- Commissioner Mustian endorsed coming up with a rebate or credit for those customers who were least able to afford an increased utility bill, and extending that program out for a year or longer.
- **A motion** by Mayor Marks to approve the staff's recommendation to authorize the use of up to \$10 million from year-end surpluses in the Electric fund if available, or from rate stabilization reserves, to mitigate the impact of higher fuel prices on electric customers; and authorize the use of up to \$500,000 from the year-end surplus in the Gas fund if available to mitigate the impact of higher fuel prices on gas customers – with the projected fiscal impact of reducing the impact of higher fuel prices on the customer bills by 40% (*Option 1 recommended by Utility Services*) **died for lack of a second.**
- Commissioner Lightsey requested that the staff develop a chart with risk scenarios associated with projected gas prices, showing the impacts of the \$10 million mitigation funding, how it changed the rates and the rates at the end of the six month period, in order to provide some understanding of the benefit or the lack of benefit of the motion made by Mayor Marks.
- Commissioner Lightsey confirmed that staff would bring back information on an alternative an analysis of not using the \$10 million, but establishing a fund that might run six months or a year for customers needing some assistance with their utility bill -- using an established income scale based on federal guidelines for low and very low income levels.
- Commissioner Katz requested a report **showing, to the extent possible, if the alternatives of \$2 million or \$5 million or \$7 million funds were spread out and rebates made available over the next 12-18 months to customers in the lower income brackets, what the impact to those customers would be with the three different amounts provided for mitigation.**
- Commissioner Gillum **requested information on the plan for the remaining \$55 million in the Rate Stabilization Reserve Fund, and how the contribution of any sum of money from that fund impacted on the future plans for that reserve fund.**
- Commissioner Gillum confirmed his interest in providing some assistance for a longer short term than six months.
- Mayor Marks requested confirmation that the PSC had no objection to the use of the Rate Stabilization Fund to provide the subsidies suggested by Commissioner Katz.
- Commissioner Lightsey requested assurance that there would be an appropriate ongoing public education campaign so that the community could understand and prepare for future increases in their utility bills based on continuing rising gas prices -- to include some utility bill projections past the initial six-month period.
- Mayor Marks **announced deferral of any action on this item until the Commission meeting of March 26, 2003.**

**Item 2 –Deferred to the meeting of March 26, 2003 a Code Enforcement Update** (*brought forward by Neighborhood & Community Services [NCS]/Police/Growth Management/Solid Waste Services*)

**Item 3** – Received a power point presentation on the **Providence Neighborhood Renaissance Project** (presented by Planning)

The following persons were guest presenters relative to this item:

- Rev. Walter McDonald, Pastor of Providence Baptist Church
- Ms. Alexia Jones, a neighborhood resident and a worker at Mothers in Crisis, located in the Providence Neighborhood

The following residents from Providence were recognized in the audience:

- Ms. Rosalind Thompkins, Ms. Sharon Durham, Ms. Rene Robins, Ms. McDonald, Mr. Len Carson and Ms. Rosa Morgan, the Administrator for the Renaissance Partnership

Neighborhood Planner John Baker announced the first official planning event for Providence Neighborhood Renaissance Project was scheduled for the upcoming Saturday at 10 a.m., at the Pineview Elementary School, with the initial planning effort to focus on identifying a vision and setting priorities for the Providence Neighborhood and a goal of bringing back a draft plan in September or October 2003.

Commissioner Katz confirmed with staff that four (4) public meetings would be held in April 2003, which would be well-publicized with a list of the highest priority needs identified by staff, and he urged attendance from the neighborhoods so that they could understand what was involved.

Commissioner Mustian announced his chairmanship of the Community Renaissance Partnership Program, and stated his desire to make sure these neighborhood improvements were done right and there was a long-term, follow-up monitoring plan, and that the Partnership, from a financial standpoint, was completely focused on what had to be done. He also stressed the importance of infusing the Partnership budget with additional funding for the current fiscal year, and he applauded Commissioner Meisburg for getting this initiative underway.

Mayor Marks **suggested that the neighborhood be informed of the prioritization of neighborhood projects and the timeline for accomplishing those projects.**

Commissioner Katz stressed the commitment of all of the Commissioners to this program, and **suggested that a discussion be scheduled to discuss ways of ensuring the program's success.**

*CTC:RM:ecg:04-15-03*

*CTC:RM:WP:tie:04-16-03*

**March 26, 2003**

The City Commission met in regular session and took the following action (with Commissioner Mustian being absent):

**Item .1** – Presented to the City's Accounting Division, Department of Management & Administration (DMA), the Certificate of Achievement for Excellence in Financial Reporting awarded to the City of Tallahassee by the Government Finance Officers Association (GFOA) for its Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2001

**Item 1** – Presented to the Office of Budget and Policy, DMA, the Distinguished Budget Presentation Award to the City of Tallahassee by the GFOA

**Item 1.1** – Presented a proclamation recognizing Mr. Phillip Krout for his heroic action in saving the life of a neighbor from a burning home

**Item 1.2** – Voted 3-0 (Mayor Marks abstained; Commissioner Mustian absent) to approve the recommendation of the Citizens Review Committee on the **Jack McLean Park Recreation and Aquatic Center design-construct contract award**, which was the staff's recommendation, as follows:

Option 1. Authorize staff to enter into negotiations with **LLT Building Corporation** and authorize the City Manager to enter into a design-build contract for the Jack L. McLean, Jr., Park Recreation and Aquatic Center, for a total contract sum not-to-exceed \$5,400,000; approve a supplemental appropriation in the amount of \$200,000 from Sales Tax 21005 funding to be added to Project No. 02051 to enhance SWMF capacity and add sidewalks from facility to Paul Russell Road and along property frontage.

Mr. Perry L. West, Spokesperson for the Citizens Review Committee, appeared before the Commission and presented the Committee's recommendation.

**Consent Items 2-19 and 21** – Voted 4-0 (Commissioner Mustian absent) to approve the staff's recommendations presented in Consent Agenda Items 2-21, taking the action shown:

Item 2 – Approved the proposed **revised 2003 City Commission meeting schedule** as presented (*recommended by the City Manager*)

Item 3 – Approved the **single source purchase of protective SEL Relays from Schweitzer Engineering Laboratories, Inc.**, in the amount of \$800,000 for FY 2003, \$500,000 for FY 2004, and \$125,000 for FY 2005, for use on transmission and distribution lines in the City's Electric Utility System (*Option 1 recommended by Electric Utility/System Control*)

Item 4 – Approved the **award of a construction contract for a Five-Apparatus Bay Addition to Fire Station No. 4 to Bass Construction Co., Inc.**, low bidder meeting specifications, in the amount of \$648,428 (*Option 1 recommended by the Tallahassee Fire Department*)

Item 5 – Accepted the **Tallahassee Community Redevelopment Agency (CRA) FY 2002 Annual Report** for filing with the City Treasurer-Clerk (*Option 1 recommended by Economic Development/Community Redevelopment*)

Item 6 – Approved the **award of bid for general repairs to City trucks to Tallahassee Truck Service**, low bidder meeting specifications, in the total projected amount of \$211,400 for three (3) years (*Option 1 recommended by Fleet Management*)

Item 7 – Approved the **award of bid for the purchase of one (1) medium duty truck with sewer jet-vac combo unit, an additional vehicle for Electric Operations/Distribution Division, from Environmental Products of Florida Corp., Maitland, Florida**, low bidder meeting specifications, in the amount of \$144,373 (*Option 1 recommended by Fleet Management*)

Item 8 – Approved the **award of bids for various fleet services** to the following low bidders meeting specifications (*Option 1 recommended by Fleet Management*):

Chevrolet Parts	First Call Truck Parts, Midway, Florida
GMC Medium Duty Truck Parts	Proctor & Proctor, Tallahassee, Florida
Ford Auto, Light & Medium Duty Truck Parts	Tallahassee Auto Investors, Tallahassee, Florida
Dodge Light Duty Truck Parts	Tallahassee Lincoln Mercury, Tallahassee, Florida
After Market Parts	Connie Liles Auto Parts, Tallahassee, Florida

Item 9 – Approved an **engineering services contract for the Meginnis Creek at Sharer Road Stormwater Improvements Project**, to prepare a stormwater master plan for the portion of the Meginnis Arm Watershed between North Monroe Street and Lake Jackson, **with Singhofen & Associates, Inc.**, one of the City’s continuing engineering services firms established through the consultant selection process, in the amount of \$113,529.68 (*Option 1 recommended by Public Works/Stormwater Management Division*)

Item 10 – Approved an **engineering services contract for the Central Drainage Ditch FEMA Map Amendment Project**, for the preparation of an application and submittal package, **with Singhofen & Associates, Inc.**, through a continuing consultant contract, in the amount of \$54,154.79 (*Option 1 recommended by Public Works/Stormwater Management Division*)

Item 11 – Approved **Change Order No. 3**, in the amount of \$162,822.90, **to the contract with Sandco, Inc.**, addressing pay item quantity adjustments and the resolution of unforeseen utility conflicts in the **construction of the Mission Road Area Roadway and Drainage Improvements**, for a total contract amount of \$6,301,883.40 (*Option 1 recommended by Public Works/Engineering*)

Item 12 – Joined in the dedication and **approved the Cameron Chase Phase III Subdivision Plat**, containing 15.21 acres, subdivided into 41 lots, planned as single family detached, being developed by Cameron Chase, Inc., with Thomas Asbury as President (*recommended by Public Works/Engineering*)

Item 13 – Joined in the dedication and **approved the Stoney Creek Crossing, Phase II Subdivision Plat**, containing 21.50 acres, subdivided into 59 lots, planned as single family detached, being developed by Stony Creek, Inc., with Mehrdad Ghazvini as President (*recommended by Public Works/Engineering*)

Item 14 – Joined in the dedication and **approved the Southwood Unit 5, Phase 2 Subdivision Plat**, containing 6.69 acres of road right-of-way, being developed by St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 15 – Joined in the dedication and **approved the Southwood Unit 5, Phases 6 & 7 Subdivision Plat**, containing 8.37 acres, subdivided into five (5) lots bounded on the north by Blair Stone Road, on the east by Esplanade Way and on the west by Capital Circle Southeast, planned for office and commercial use, being developed by St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 16 – Approved **Change Order No. 2**, in the amount of \$24,433.50, **to the contract with Allen’s Excavation, Inc., for the construction of the Extension of Airport Taxiway J**, for a total contract amount of \$607,768.78; approved a supplemental appropriation, in the amount of \$40,000, to Project No. 99151 (Airport Grant Construction Fund), from Federal Aviation Administration (FAA) grant funds (90%) and Airport Passenger Facility Charge Funds (10%) (*Option 1 recommended by Public Works/Engineering*)

Item 17 – Approved the **award of a construction contract for the FEMA Pond Restoration Project (Pond Set 1) to C. W. Roberts Contracting, Inc.**, low bidder meeting specifications, in the amount of \$325,018 (*Option 1 recommended by Public Works/Engineering*)

Item 18 – Approved an **engineering services contract for the Frenchtown Area Stormwater Master Plan with Post, Buckley, Schuh & Jernigan, Inc.**, through a continuing consultant contract, in the amount of \$712,786 (*Option 1 recommended by Public Works/Stormwater Management Division*)

Item 19 – Approved a **Joint Use Agreement with Comcast Cablevision** and authorized the City Manager to execute the agreement with Comcast, with the concurrence of the City Attorney, no later than March 31, 2003 (*Option 1 recommended by Utility Business & Customer Service*)

*Item 20 – Pulled from the Consent Agenda and moved to Policy Formation a request to approve the cancellation/re-write of the City’s commercial insurance policies with palmer and Cay to change the coverage period (an item presented by the City Treasurer-Clerk/Risk Management Division)*

Item 21 – Approved the **minutes of the Regular Commission Meeting held February 12, 2003** (*recommended by the City Treasurer-Clerk/Records Management Officer*)

**Item 21.1 – Concurred with the Mayor’s appointment of Commissioner Gillum to serve on the Economic Development Council (EDC)**

The Commission concurred to have a discussion on future Commissioner appointments at the upcoming Commission Retreat.

**Item 20 (pulled from Consent)** – Voted 4-0 (Commissioner Mustian absent) to cancel the City’s **commercial property insurance policies with the Westchester, Starr Tech, Zurich, Liberty, Scor, Aegis London, Royal and London S & T insurance carriers**, effective 12:00 a.m., March 31, 2003, refunding the unearned premium of \$1,377,817, and re-write the policies effective 12:01 .m., April 1, 2003 with the same terms and conditions, and paying the annual premium of \$2,711,420 for the period April 1, 2003 through March 31, 2004; and to approve a supplemental appropriation, in the amount of \$1,333,603, with funding of \$734,000 from the Special Insurance Reserve, \$436,211 pro rated from the Utilities (electric, gas, water and wastewater), and \$163,392 from the Deficiencies Fund (*Option 1 recommended by the City Treasurer-Clerk/Risk Management Officer*)

**Item 22** – Received a presentation on the **2003 City of Tallahassee Resident Opinion Survey**, which indicated 80% of those surveyed rated City services and programs as good or excellent (*presented by DMA/Office of Budget and Policy*)



Mr. Philip Downs, of Kerr & Downs Research, appeared before the Commission and gave a power point presentation on the results of the survey.

**Item 23** – Held a public hearing and voted 4-0 (Commissioner Mustian absent), acting as the Capitol Center Planning Commission (CCPC), to approve the **Application for Development Certification and Petition for Variance for four (4) signs for the Florida Bar and Florida Bar Annex** on a 5.4-acre site located within the Capitol Center Planning District (CCPD), as proposed by the applicant (*Option 2 presented by Planning*)

Mr. Mark Bennett and Mr. Dan Bennett, of Childers Construction Co., 323 West Eighth Avenue, representing The Florida Bar, appeared before the Commission in support of this item.

**Item 24** – Voted 4-0 (Commissioner Mustian absent) to accept the **Comprehensive Annual Financial Report (CAFR)** (*presented by DMA/Accounting Services*)

**Item 25** – Deleted from the agenda the discussion of the **Mitigation Plan for the Electric Utility Bill increase – to be re-agendaed for April 9, 2003**

**Item 26** – Voted 4-0 (Commissioner Mustian absent) to approve the **Local Agency Program (LAP Agreement)** (FPID 412683-1-38-01 and 412683-1-58-01) **between the City of Tallahassee and the Florida Department of Transportation (FDOT) for the Design and Construction of a South Monroe Street Landscape Project**, located between Paul Russell Road and Perkins Street, for a not-to-exceed amount of \$276,666 from FDOT funds, and authorize the Mayor to execute the LAP Agreement (*Option 1 recommended by Public Works/Engineering*)

**Item 27** – Held a public hearing and voted 4-0 (Commissioner Mustian absent) to **adopt Fred George Road/Goose Creek Development Voluntary Annexation Ordinance No. 03-O-01**, introduced on March 12, 2003, providing for the annexation of approximately 100 acres of undeveloped property fronting on Fred George Road (*Option 1 recommended by DMA/Office of Budget & Policy*)

There were no speakers on this item.

**Item 28** – Held a public hearing and voted 3-0 (Mayor Marks abstained; Commissioner Mustian absent) to **adopt Bobbin Brook East/Maclay Road Voluntary Annexation Ordinance No. 02-O-111**, introduced on October 8, 2002 and with no objection from the County Commission, providing for the voluntary annexation of 3.715 acres into the City, including a residential parcel of approximately 2.525 acres in Bobbin Brook Subdivision and portions of Maclay Road and the City of Tallahassee power transmission line adjoining the property

The following persons appeared before the Commission in support of this item:

- Mr. Walt Dartland, 2086 Wildridge Drive
- Ms. Edie Beiner, 5859 Kilkiernann
- Mr. Henry C. Hunter, 1059 Myers Park Drive
- Mr. Ted Thomas, 1469 Vieux Carre Drive
- Ms. Altha F. Manning, 2607 S. Hannon Hill Drive
- Ms. Jane A. Marks, 332 West Jefferson Street

**Item 29** – Held a public hearing and voted 4-0 (Commissioner Mustian absent) to **adopt Village Square Boulevard Abandonment Ordinance No. 03-O-11**, introduced on March 12, 2003, which would provide for the abandonment of an unpaved strip of right-of-way and adjacent utility

easement located on the east side of Village Square Boulevard approximately 350 feet north of Killlearn Center Boulevard, subject to conditions recommended by the Real Estate Division (applicant: Rivers-Bell Building LLC) (*Option 1 recommended by Planning*)

Ms. Carolyn Bibler, 1913 Sherwood Drive, representing Rivers-Bell LLC, indicated her availability to answer questions in support of this item.

**Item 30** – Held a public hearing and voted 4-0 (Commissioner Mustian absent) to **adopt Parkway Terrace Properties, Inc. Rezoning Ordinance No. 03-Z-14**, introduced on March 12, 2003, which would rezone 2.8 acres located at the north end of Fisher Lane approximately 300 feet south of Apalachee Parkway from OR-3 Office Residential District to CP Commercial Parkway District, requested by the applicant/owner Parkway Terrace Properties, Inc. (*Option 1 recommended by Planning*)

Mr. Barry Poole, 2145 Delta Boulevard, representing Parkway Terrace Properties, Inc., indicated his availability to answer questions in support of this item.

**Item 31** – Held a public hearing and voted 4-0 (Commissioner Mustian absent) to **adopt Martin Hurst Road "Parcel A" Annexation Contraction Ordinance No. 03-O-16**, introduced on March 12, 2003, rescinding the remaining parcel of the Martin Hurst Road Annexation of 29.5 acres voluntarily annexed into the City on August 21, 2002 (Ordinance No. 02-O-68), Parcel B having been rescinded from annexation by the Commission on January 22, 2003 (Ordinance No. 02-O-112) (*Option 1 recommended by the City Attorney*)

There were no speakers on this item.

**Item 31.1** – Held a public hearing and voted 3-1 (Commissioner Lightsey opposed; Commissioner Mustian absent) to **approve an Application for Development Certification for the Turlington Building "Just Read, Florida" sign**, based on the findings and conditions of the Development Review Committee (DRC) (*Option 1 recommended by Planning*)

Ms. Cynthia Burt, Chief Administrative Officer, and Mr. Michael Moore, Florida Department of Education, indicated their availability to answer questions in support of this item.

#### **Unagendaed Speakers:**

Mr. Bob Fulford, 231 Westridge Drive, appeared before the Commission and requested a report on the process followed in the prior sale of the Bradfordville Road Fire Station property site.

Mayor Marks confirmed with City Attorney English that an investigation was underway looking at whether the City's policies were followed in the sale of this City property, and he anticipated having a report in approximately two weeks.

Mr. Harry Brown, 5431 Crump Road, appeared before the Commission and requested that the Commission investigate the City's hirings, disciplinary actions, promotions, dismissal practices, and the total cost of the City's new computer system.

The Commission emphasized its expectation that speakers would conduct themselves with respect when addressing the Commission, and requested that the Legal Department provide information on how the Commissioners could

protect themselves from repeated allegations that reached the point of harassment.

City Manager Favros confirmed a **Commission Retreat** scheduled for Monday, March 31, 2003, from 10:00 a.m. to 3:00 p.m., at the Florida State University Reservation off Lake Bradford Road.

*CTC:RM:ecg:04-02-03*

*CTC:RM:WP:tie:04-03-03*

### **March 31, 2003 City Commission Retreat Workshop**

The City Commission met in special session with its Leadership Staff for a workshop retreat, moderated by Dr. Larry Gross, Consultant, and took the following action:

Reviewed the City's organizational mission statement and values, brought forward as follows:

#### **ORGANIZATIONAL MISSION**

The mission of the City of Tallahassee is to provide excellent services and facilities to support a high quality of life for our community.

#### **ORGANIZATIONAL VALUES**

##### **Customer Service is Our Business**

- Identify customer needs and expectations.
- Be responsible, dependable and flexible to exceed customer expectations.
- Be enthusiastic and have a "can do" attitude.
- Make each customer feel important.

##### **Demonstrate Leadership & Personal Responsibility**

- Recognize that each of us has the responsibility and authority to meet customer needs.
- Leadership is action, not a position.
- Take ownership in outcomes – be accountable.
- Deliver what you promise.
- Treat mistakes as learning experiences.

##### **Promote & Support Employee Excellence**

- Identify employee needs and expectations.
- Recognize and reward quality performance.
- Invest in employee training and education.
- Provide employees with the tools to get the job done.
- Value and promote employee diversity

##### **Practice Teamwork**

- Break down organizational barriers to solve problems and achieve common goals.

- Demonstrate respect and support for each other.
- Develop shared vision, goals, and clear roles.
- Have fun – reward and celebrate success!

Agreed to add "help manage public expectations" to the values

Mayor Marks agreed to routinely keep the other Commissioners informed on the formal agenda for the Mayor-County Chairman meetings and the results of those meetings, and he asked the City Manager to be responsible for follow-up minutes of those meetings with a report going to both the City and County Commissioners. He also requested that the other Commissioners let him know of issues they wanted him to discuss at those meetings.

City Manager Favors requested that Assistant City Attorney Hurst put some of the communications guidelines in writing, including operating under the Sunshine Law and ex parte communications.

Mayor Marks agreed to inform the other Commissioners of scheduled press conferences so that they could have the option of attending.

Mayor Marks requested assistance from the other Commissioners in involving all of them in representing the City on various issues, and serving as spokesperson for the City on issues of particular interest to them. He confirmed his intent to discuss with each Commissioner their areas of interest.

Discussed the Commission/staff protocols and determined the need for some decisions on the Aides' position and role, upgrading the Aides' salary range, and the issue of establishing separate Commissioner budgets

Authorized Dr. Gross to work with the Commissioners and City staff in developing the role of the Commission Aide and setting clear parameters for that role, and that the coordination of the Aides' workloads be included in that assessment

Discussed the focus of the lobbying effort and the part-time role of the Senior Aide position in the lobbying effort, and Mayor Marks indicated his willingness to amend that role.

Mayor Marks stressed the immediate need to find someone to handle the lobbying function in a short period of time.

Discussed the handling of City grants applications and suggested that the City's grants coordinator activities could be increased

Discussed the adopted general guidelines for the Commission Meeting Agenda and requested that staff circulate the meeting guidelines among the Commissioners to determine if the guidelines could be retained

Mayor Marks confirmed that an item could be deferred before the meeting while the deferral of an item while the meeting was in session technically required a vote or concurrence of the Commission.

Concurred in supporting the Mayor's use of discretion in allowing citizens to speak at a Commission meeting

Discussed keeping the Commissioners informed on public opinion on some issues

Commissioner Lightsey suggested that the staff schedule some educational seminars on major issues of interest in the community such as alternative stormwater treatments, visual preference surveys and design standards.

Commissioner Mustian suggested that some policy be established for handling speakers who appeared before the Commission and became abusive or harassing, and the Commission concurred in requesting the City Attorney to investigate finding a way to keep a speaker from recycling issues without going to a change in the speaker policy, which would adversely effect all speakers.

Dr. Gross suggested that it might be helpful to have a statement of acceptable conduct read and noted that unless the issue was addressed, there could be some criticism from the community at large.

The Commission reviewed and made no changes to the City's Vision Statement and Goals, brought forward as follows:

## **CITY VISION**

Tallahassee, Florida, a city which remembers its past while focusing on the future – a vibrant capital city; fostering a strong sense of community, cherishing our beautiful, natural environment, and ensuring economic opportunities for all our citizens.

### **Tallahassee 2004: Our Goals**

#### **Safe Community of People**

*To ensure that all residents have the opportunity to go to school, to work, and to live in a safe community*

#### **Financially Stable City Government**

*To conduct short term and long term planning and to make fiscal decisions to ensure a Financially Stable City Government*

#### **Preservation of Environmental Quality**

*To proactively demonstrate our commitment as a government to Environmental Quality*

#### **Citizen Trust in Government**

*To conduct the business of the government in a way that creates enhanced public support, involvement and confidence*

#### **Diversified and Expanding Local Economy: Jobs with Livable Wage**

*To diversify and expand our local economy through jobs that support our overall community values.*

#### **Neighborhoods**

*To support the creation, preservation and improvement of strong neighborhoods in all areas of our city.*

The Commission agreed the Target Issues needed further review, brought forward as follows:

## **TARGET ISSUES 2002 - 2003**

### **Financial Viability of the Government**

- Utilities
- Financial Planning

### **Economic Development Plan**

- Airport
- Community Redevelopment Area
- Downtown / Southside Development
- Cultural Development Plan
- Traffic Concurrency

### **Neighborhood Preservation & Revitalization**

- Community Relations
- Safety and Security
- Sidewalks
- Student Affairs
- Southern Strategy/Neighborhood Renaissance
- Code Enforcement

### **Consolidation**

Discussed including aspects of the Residents Opinion Survey in the identified priorities

*CTC:RM:ecg:05-23-03*

*CTC:RM:WP:06-04-03*

**April 9, 2003**

The City Commission met in regular session and took the following action:

**Item 1** – Mayor Marks presented a **plaque of appreciation from the Dog Writer’s Association of America to Dr. Gilles Meloche, Manager of the Tallahassee-Leon Community Animal Service Center**, in recognition of his contribution in the area of animal shelters

**Consent Agenda Items 2-15 and 17-19**– Voted 5-0 to approve the staff’s recommendations presented in Items 2-15 and 17-19, taking the actions shown:

Item 2 – Approved a supplemental appropriation, in the amount of \$230,000, from the Capital Improvement Fund (CIF) to support incurred and anticipated costs in Fiscal Year 2003 for **settlement of the Access Now, Inc. et al v. City of Tallahassee, et al.** matter, which would be offset by a small percentage of revenue from Leon County as reimbursement for the County’s pro-rata share of the costs in compliance with the settlement terms -- resolving claims of Access Now, Inc., Larry Upright and Carl McCoy against the City and County that both governments failed to comply in certain respects with the Americans with Disabilities Act (ADA) (Option 1 recommended by the City Attorney)

Item 3 – Approved a **change order to the contract with The LPA Group, Inc.**, in the amount of \$28,754, revising the design contract for the **Airport’s Runway**

**18-36 Paved Shoulders Project** to save an estimated \$250,000 in construction costs (Option 1 recommended by Aviation/Capital Program Administration)

Item 4 – Approved the award of a **design and construction management contract for the Airport Command/Communications Center**, in the amount of \$272,916, to **The LPA Group, Inc.**, one of the Airport's three continuing general engineering consultants previously selected in a competitive process, also bringing **Ross and Baruzzini Transportation Services, Inc.**, a well-known airport systems integration firm, to the task as a sub-consultant (Alternative 1 recommended by Aviation/Capital Program Administration)

Item 5 – Approved a **Historic Property Grant & Revolving Loan Program (HPGL)** grant of \$12,255 and loan of \$2,255, for total HPGL funding in the amount of \$14,510, for **the Mattason-Peavy House at 1210 Golf Terrace Drive**, owned by Henry Mattason and Robert Peavy; approved a HPGL grant of \$125,000, with a match from the applicant of \$59,000, for total funding in the amount of \$184,000 for **the Towle House at 1517 North Calhoun Street**, owned by The Towle House LLC (Options 1 and 2 recommended by Economic Development)

Item 6 – Approved the award of IFB No. 0046-03-RM-TC for the Electric Utility's **inspection and preventative maintenance of overhead cranes**, and authorized staff to enter into a four-year contract, with the option to extend the contract period one year, with the following vendors: i) **Crane Safety Associates**, low bidder meeting specifications, and ii) **National Crane Services**, second low bidder meeting specifications, for a total estimated amount of \$500,000 during the term of the contract period (Option 1 recommended by Electric Utility/Power Production)

Item 7 – Approved the award of IFB No. 0093-03-RM-TC for the Electric Utility's **reconditioning of power plant circuit breakers**, and authorized staff to enter into a four-year term contract, with the option to extend the contract period one year, with CE Power Solutions, low bidder meeting specifications, for an total estimated amount of \$300,000 during the term of the contract (Option 1 recommended by Electric Utility/Power Generation)

Item 8 – Approved the award of Purchase Order for the Electric Utility's **re-installation of substation control panels** utilizing existing Term Contract No. 01C0282 with **All Florida Electric of Tallahassee, Inc.**, in the amount of \$76,410 (Option 1 recommended by Electric Utility/Transmission & Distribution)

Item 9 – Approved Task Order SL02-10 with **Sargent and Lundy (S & L)**, in an amount not to exceed \$85,000, to **develop technical specifications for various generating equipment options for the 2004-2005 electric power peaking resource additions** and participate in the evaluation process for the generating equipment – the General Services Agreement (GSA) with S & L being competitively procured in accordance with the City's consultant selection process (Option 1 recommended by Electric Utility/Electric Production)

Item 10 – Approved a **single source purchase of the material, installation and certification of opacity monitors at Hopkins Electric Generating Station, Unit 2, as well as furnishing and installation of the replacement building for continuous emission monitors (CEMS), including relocation of equipment and start-up, from Spectrum Systems, Inc.**, in an amount not to

exceed \$110,000; approved a five-year maintenance contract, with first-year (calendar year 2004) annual costs of \$157,000, with Spectrum Systems, Inc., for the CEMS and opacity monitor system at both Hopkins and Purdom Generating Plants – for a total fiscal impact of \$267,000, necessary due to the three-year average oil heat input for Hopkins Unit 2 exceeding the 10% limit allowed for designation as a gas fired unit (Option 1 recommended by Electric Utility/Electric Production)

Item 11 – Authorized a supplemental appropriation, in the amount of \$300,000, from the Electric Undesignated RR&I Fund, and authorized the City Manager to approve **required repairs to the Purdom Gas Turbine #1 generator field** that exceed \$50,000, with the total not to exceed \$300,000 (Option 1 recommended by Electric Utility/Electric Production)

Item 12 – Approved an **amendment to the contract with Mastec, Inc., for the installation of underground utilities**, providing more flexibility in obtaining services for the installation of gas taps **and to enter into a contract with Florida Developers, a Minority Business Enterprise (MBE) firm to install gas service taps** as a part of the City's pilot program, designed to encourage MBE participation in this service area; authorized extension of the contract with Mastec, Inc. for two years, as provided for in the original contract; authorized staff to execute a performance contract with Florida Developers to install gas service taps as requested by staff on a per project basis (Option 1 recommended by Gas Utility Operations)

Item 13 – Approved a **First Amended Conditional Concurrency Certificate Agreement with Grow Construction, Inc., resolving traffic concurrency issues associated with the Village Square Office Complex development**, requiring paying \$50,000 to the City towards the **advanced installation of a traffic signal at Village Square Boulevard and Killearn Center Boulevard** (Option 1 recommended by Growth Management)

Item 14 – Approved the award of a **two-year lease with Xerox Corporation for two (2) replacement copiers for the City Hall Reproduction Center**, in accordance with the pricing, terms and conditions of State of Florida Contract No. 600-340-01-1, for an estimated fiscal impact of \$60,000 depending on the actual copy volume (Option 1 recommended by the Department of Management & Administration [DMA])

Item 15 – Approve the **sale of surplus vehicle #8410, a dump truck, to the City of Gretna** for \$5,000 to be paid in monthly installments of \$200 to commence on May 1, 2003 (Option 1 recommended by DMA)

Item 16 – Deleted from the agenda the ranking and award of a **construction engineering inspection contract for the Boone Boulevard Stormwater Management Facility** –RFP No. 0041-03-ER-RC (an item presented by Public Works) – to be re-scheduled for the regular Commission meeting of April 23, 2003

Item 17 – Approved the FY 2003 Section 5307 Federal Transit Administration (FTA) Grant Application for federal operational, planning, and capital assistance, in the amount of \$2,095,355; approved the FY 2003 Section of 5309 FTA Grant Application for capital assistance, in the amount of \$1,721,437; and adopted authorizing **Resolution No. 03-R-18**, allowing the City to take advantage of **FY**



**2003 federal funding available to support mass transit** (Option 1 recommended by TalTran)

Item 18 – Approved a supplemental appropriation, in the amount of \$182,000, from Sewer RR&I Unallocated Balance, to allow the Water Utility to proceed with the **replacement and upgrade of two (2) sewer television inspection vehicles and ancillary equipment used for the inspection of new and existing sewer lines** – needed to provide adequate funding to purchase the TV vehicle/equipment as a total unit rather than purchasing the equipment separate from the vehicles, and upgrading the equipment from VHS to digital (Option 1 recommended by Water Utility)

Item 19 – Approved the **minutes** of the following City Commission meetings (recommended by the City Treasurer-Clerk/Records Management Office):

- 02-26-03 Special (Jack McLean, Jr. Park Recreation & Aquatic Center Design-Build)
- 02-26-03 Regular

**Item 20 – Introduced Ordinance No. 03-O-25, which would require businesses and residences to have addresses posted and a plan developed to implement the posting of house number addresses through community partnerships**, with an effective date six (6) months from adoption of the ordinance (allowing time for a public education campaign), and set public hearing on the ordinance for April 23, 2003 (Option 1 as amended recommended by Customer Services) – **see also Item 24**

**Item 21 – Introduced Ordinance No. 03-O-26, which would revise regulations and rates for towing and storage of vehicles**, eliminate conflicts and differences between the County towing ordinance passed in 1999 and the City's ordinance, and provide for a new process for permitting wrecker operators; set public hearing on the ordinance for April 23, 2003 (Option 1 recommended by the City Attorney)

**Item 22 – Voted 5-0 to 1) authorize staff to use a \$40,000 supplemental appropriation, from some source of funding other than the Historic Property Grant & Loan Fund, for surveying and design document preparation for the repairs and restoration of the Los Robles Gate** (to ensure the interim safety of the structure and drop the center span); 2) openly acknowledge the City's ownership of the structure and the fact that it is an historic asset in the community, and the City acknowledged the responsibility for repairing the structure in a timely fashion; 3) approach the neighborhood and/or the community at large to try to generate some funding for this restoration; and 4) commit to naming an appropriate and adequate funding source in the 2004 budget (for the historic restoration of the gate with its historic arch) (brought forward by Public Works/Engineering);

Also,

- confirmed with staff the City's ownership of the Los Robles Gate property, and the general understanding that the City would maintain the structure while the neighborhood would maintain the grounds
- **confirmed the City's commitment to the repair and historic restoration of the Los Robles Gate**, with the funding source left open and the Commission's assurance that the work would be done and not held up by funding

- determined from staff that the total cost of the historic repairs and restoration of the Gate with the historic preservation of the arch was estimated at a minimum of \$300,000
- discussed various potential sources of funding for the repair/restoration of the Los Robles Gate, and strongly suggested that some funding source other than the Historic Property Grant & Loan Program should be identified for this purpose
  - Mr. Chris Doolin, representative of the Los Robles Neighborhood, appeared before the Commission in support of this item, and confirmed the neighborhood's agreement to maintain the grounds.

**Item 23** – Voted 4-1 (Commissioner Mustian opposed) to direct the City Manager to **conduct a competitive evaluation of the two purchase proposals tendered for the northwest parcel on Kleman Plaza (GameDay Centers LLC and Osborne/Anderson Partnership)**, following the criteria discussed by the Commission focusing on financial viability and design concept; to bring back a report on the evaluation along with a staff recommendation submitted a week in advance; to **invite the proposers to make a 10-minute presentation to the Commission on their proposals at the May 14, 2003 regular Commission meeting**; and clarified the motion did not include evaluating other proposals that might be received subsequent to this meeting date

The Commission ascertained that this Kleman Plaza development project would not be required to go through the Urban Planned Unit Development (PUD) process but would require a building permit. The City Attorney indicated he would provide written confirmation on that issue.

**Item 24** – Voted 5-0 to introduce the ordinance for public hearing (Ordinance No. 03-O-25) and **accept the proposed plan for implementation of the Street Address Replacement Marketing Program upon final approval of the ordinance** (Option 1 recommended by the City Manager) – **see also Item 20**

**Item 25** – Voted 1-4 (Commissioners Marks, Lightsey, Mustian and Gillum opposed) to authorize up to \$5 million from the year-end surplus in the Electric fund if available, or from rate stabilization reserves, to mitigate the impact of higher fuel prices on all electric customers and evaluate the issue again in six (6) months, with the understanding that one-third (1/3<sup>rd</sup>) of that amount would be used to assist low income customers

The Commission **subsequently voted 3-2 (Commissioners Marks and Katz opposed) to authorize up to \$5 million** from the year-end surplus in the Electric fund if available, or from rate stabilization reserves, **to mitigate the impact of higher fuel prices on all electric customers and evaluate the issue again in six (6) months**; to authorize staff **to establish a targeted rebate program designed to assist low-income customers with utility costs during the period June 2003 through March 2004 by approving a one-time increase in the General Fund Transfer from the Electric Utility of an additional \$1.3 million** to be taken from year-end surplus in the Electric Fund; and to **also authorize use of up to \$500,000 from the year-end surplus in the Gas fund if available to mitigate the impact of higher fuel prices on gas customers** (Option 1 by Utility Services as amended)

The Commission also clarified the \$1.3 million set aside for low income customers as being additional to the existing assistance provided to low-income customers through Project SHARE.

**Unagendaed Speaker** – Mr. Harry Brown, 5431 Crump Road, appeared before the Commission and discussed concerns with the City administration.

**C/C Info & Sharing of Ideas:**

Commissioner Lightsey requested that Growth Management bring back a report on how to address the misuse of zoning categories and the visual blight from outside storage at various commercial establishments on the southside, such as large numbers of refrigerators, tires, etc.

Commissioner Mustian briefed the Commission on a Renaissance Partnership Board meeting and requested help from other Commissioners in making suggestions on some people who could be asked to partner in that endeavor. He reported a general goal of trying to get another \$30,000 in partnership funds in this program.

Commissioner Katz responded to a comment reported in the Tallahassee Democrat that construction on the planned neighborhood street and sidewalk projects would start in approximately five years, which he understood was a misunderstanding. He urged the fast track implementation of this program.

Mayor Marks solicited input from the Commission on initiatives of the Economic Development Summit and invited participation by the Commissioners. He indicated the date was tentatively scheduled for May 8, 2003.

*CTC:RM:ecg:04-15-03*

*CTC:RM:WP:tie:04-16-03*

**April 9, 2003  
TARGET ISSUES WORKSHOP**

The City Commission met in regular target issues workshop session and took the following action:

**Item 1** – Received an update on the **Southeast Farm and nitrates in the monitoring wells**, and guest presentations on the Northwest Florida Water Management District (NWFWM) report on **nutrient loading in the Watershed of the Lower St. Marks and Wakulla Rivers**, and related issues (*presented by Water Utility*)

The following guest presenters appeared before the Commission relative to this item:

- Mr. Tom Pratt, Chief of the Bureau of Groundwater Management, and co-author of the report entitled "Nutrient Loading as an Indicator of Nonpoint Source Pollution in the Watershed of the Lower St. Marks and Wakulla Rivers"
- Mr. James S. Alves, Attorney with Hopping Green & Sams, and an Environmental Consultant to the City and an expert on the Florida Department of Environmental Affairs' (FDEP's) Total Maximum Daily Load (TMDL) Program, a program which would govern how pollutant issues in the Wakulla River Watershed were addressed, discussed TMDLs in Florida
- Dr. David York, Florida Reuse Coordinator, FDEP, provided an overview of water reuse in Florida, and discussed his knowledge and experience related to the Southeast Farm
- Mr. Doug Barr, Executive Director of the NWFWM, discussed the difficulty of comparing the distribution of nitrates from septic tanks based on the distribution from septic tanks being so different from the treatment plant sprayfield operations

**Item 2** – Received a report from the City Attorney providing **background information on the history and legal relationship between the City of Tallahassee and Tallahassee Memorial Hospital (TMH)/Tallahassee Memorial Healthcare**, i.e., TMH governance structure, the City's lease of the land to TMH, the issuance of TMH revenue bonds through the City and outstanding TMH debt; and discussed becoming more involved with the governance of the hospital and appoint a Commissioner to serve on the TMH Board of Directors or, alternatively, to serve as liaison and meet with the CEO of the hospital

The following persons appeared before the Commission relative to this item:

- Mr. Duncan Moore, Executive Director of TMH
- Mr. Randy Hanna and Ms. Jolinda Herring, Special Bond Counsel to the City on the issuance of TMH Bonds

**Item 3** – Deferred the scheduled update on **Code Enforcement** to the April 23, 2003 Regular Commission Meeting, and cited the following concerns for staff responses prior to taking up that item:

Commissioner Katz –

- expressed concern that code enforcement should be more consistent and pursued through the legal process, and some examples made in some of the worst areas
- ascertained that a database was kept on repeat offenders and requested a report on the history of offenders

Mayor Marks –

- requested that staff bring back a general outline on the enforcement of ordinances and what had been happening in that regard

Commissioner Lightsey –

- suggested the names of repeat offenders be publicized, particularly on issues of serious health and safety concerns, i.e., people living in slum conditions in substandard housing
- the cost and projected time for clearing out the backlog of code enforcement issues
- requiring the removal of signs on abandoned commercial lots/visual blight and hazardous
- the turning area on some neighborhood cul de sacs being too small for public works vehicles
- the status of cross training City employees to make them more alert to code enforcement issues and whether such training helped the City become more proactive in its code enforcement efforts
- how effectively the existing staff was being used for code enforcement

Commissioner Mustian –

- if the City was adequately staffed for code enforcement
- ensure that sufficient resources were targeted to continue the "Party Patrol"

Commissioner Gillum –

- agreed with making some examples of repeat offenders in some of the worst areas
- information on the rate of prosecution of code enforcement issues
- what happened after the issuance of fines

CTC:RM:ecg:04-15-03

CTC:RM:WP:tie:04-16-03

### April 23, 2003

The City Commission met in regular session and took the following action:

**Announcement** – Commissioner Lightsey expressed regret that she would be unable to attend the Comprehensive Planning Public Hearing scheduled for April 24<sup>th</sup> as she had already made plans to start her vacation that day before the meeting was scheduled.

**Item 1** – Presented the **Public Technology, Inc. (PTI) 2002 Leadership Award to City Manager Anita Favors** for her leadership in bringing improved technology to Tallahassee

On behalf of the City, Mayor Marks thanked Ms. Favors for her leadership in Tallahassee. He also commended Ms. Favors for being honored in her hometown of Kansas City on May 2<sup>nd</sup>, where she will be honored with the **"Reasons to Believe" award from the Kansas Public School System**, recognizing her accomplishments and life as an inspiration to students, educators, parents and business leaders.

Mayor Marks thanked Ms. Favors for her extraordinary leadership in making Tallahassee a better village to live in.

**Item 2** – Presented a **proclamation recognizing Electric Utilities Transmission & Distribution employees who competed on Rodeo Teams in the 2003 FMEA Lineman's Rodeo competition** held in Jacksonville, FL

The Commissioners were invited to attend the next Lineman's Rodeo competition scheduled for Saturday, May 3, 2003 at the Georgia National Fairgrounds & Agricenter in Perry, Georgia.

**Consent Agenda Items 3-11, 13-14 and 16-22** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3-11, 13-14 and 16-22, as follows:

Item 3 – Approved the **award of contract for the construction of Substation BP16 to All Florida Electric of Tallahassee, Inc.**, low bidder meeting specifications, in the amount of \$460,000 (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 4 – Approved the **award of bid for the replacement of hydraulic hoses and fittings for the City fleet to GPC-NAPA Auto Parts of Tallahassee, FL**, low bidder meeting specifications (*Option 1 recommended by Fleet Management*)

Item 5 – Approved the **award of the sole source refurbishment of two (2) aerial devices to Telelect Southeast**, the manufacturer of the equipment, in the amount of \$72,394 – on the existing chassis of Electric Operations Vehicles #6510 and #6511 (*Option 1 recommended by Fleet Management*)

Item 6 – Approved the **award of purchase of one (1) Class Eight Roll-Off Refuse Truck from Capital Truck, Inc. of Tallahassee, FL**, low bidder meeting specifications, in the amount of \$101,434 -- for use by the Solid Waste Department, Commercial Dumpster Division, replacing Vehicle #3660 (*Option 1 recommended by Fleet Management*)

Item 7 – **Authorized Information Systems Services (ISS) to negotiate and execute a three-year maintenance agreement with Computer Associates to maintain and update the City's current licensing agreements**, in the amount of \$86,000 per year, allowing the effective management and protection of the City network and servers (*Option 1 recommended by the Department of Management & Administration [DMA]/ISS*)

Item 8 – **Authorized ISS to negotiate and execute an agreement for the Insight, Inc. software distribution system with remote control features with On Technologies**, low bidder meeting specifications, in the amount of \$165,000 (*Option 1 recommended by DMA/ISS*)

Item 9 – Approved City of Tallahassee **support for two (2) project applications to be submitted by the Metropolitan Planning Organization (MPO) to the Florida Department of Transportation (FDOT) requesting funding consideration under the Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21)**, including Federal funding of **\$225,500, with a City match of \$25,000, for the Los Robles Gate Restoration Project**; and Federal funding of \$309,600, with a City match of \$34,400, for the **Downtown Pedestrian Enhancements Project** (*Option 1 recommended by Planning*)

Item 10 – **Authorized the Planning Department, in conjunction with the Parks & Recreation and Stormwater Departments, to prepare and submit applications for funding from the Florida Communities Trust, for additional greenspace properties**, to include the **Piney Z Eagle Habitat Project** and the **East Call Street Pond Project**, with the commitment of a 50-60% City funding match (*Option 1*); and authorize the City Manager to transmit the applications for the above projects to the Florida Communities Trust (*Option 2*) (*recommended by Planning*)

Item 11 – Approved the **designation of Walker Street as a non-residential street** (Walker Street connected West Pensacola Street and West St. Augustine Street between Dunwoody Street and South Woodward Avenue.) (*Option 1 recommended by Planning*)

*Item 12 – Pulled for discussion an item regarding an extension of Ordinance No. 02-O-48 until December 31, 2003 (an item brought forward by Planning)*

Item 13 – **Authorized the Tallahassee Police Department (TPD) to accept, subcontract, and expend the Weed and Seed Grant funding for Fiscal Year 2003** in the amount of \$207,700, received from the U. S. Department of Justice, as outlined in the agenda item – enabling TPD to initiate a Drug Education for Youth (DEFY) Program, and continue Safe Haven Programs and other current

strategies in the designated neighborhoods of Richmond Heights, Murat Hills, and South City (*Option 1 recommended by TPD*)

Item 14 - **Approved the acceptance and expenditure of the Byrne Grant Funding for FY02/03 for the purchase of needed terrorism response equipment**, in the amount of \$22,735, plus \$7,578 in required local matching funds from TPD's State Asset Forfeiture Fund, for a total of \$30,314 (*Option 1 recommended by TPD*)

Item 15 – **Pulled for discussion** an item regarding the award of contract for the construction of residential traffic calming projects (*brought forward by Public Works/Traffic Engineering*)

Item 16 – **Approved a negotiated professional engineering services contract for the development of new rainfall distributions for the Tallahassee Area with Engineering Methods & Applications, Inc. (EMA)**, under the terms of Continuing Stormwater Engineering Services Contract No. 01C0312, in the amount of \$109,090.80 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 17 – Approved the reallocation of available balances from several completed sidewalk projects funded in FY2001 and FY2002, for a total transfer of \$143,233 to the Brookwood Drive Sidewalk Project (PR 01251), as presented in the agenda item, for an **amended total appropriation of \$274,674 for the Brookwood Drive Sidewalk Project** (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 18 – Approved a **purchase order award for construction of the Tom Brown Park Playing Fields Upgrade to Arnold Design and Construction of Tallahassee**, under City Contract No. 01C0228, low bidder meeting specifications, in the amount of \$99,940 (*Option 1 recommended by Public Works/Engineering*)

Item 19 – Joined in the dedication and **approved the Southwood Unit 3, Phase 2 Subdivision Plat**, containing 59.49 acres located at the southeast intersection of Four Oaks Blvd. and Shumard Oak Blvd., subdivided into one (1) lot and roadways, planned for office and commercial use, being developed by the St. Joe Company with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 20 – **Approved the appointment of Ms. Debra McCoy as the fifth trustee to the Chapter 175 Firefighters' Supplemental Share Plan Board of Trustees**, for a two-year term expiring April 2005 (*recommended by the City Treasurer-Clerk/Retirement Administration*)

Item 21 – **Approved the appointment of Mr. Robert Bacon as the fifth trustee to the Chapter 185 Police Officers' Supplemental Share Plan Board of Trustees** for a two-year term expiring April 2005 (*recommended by the City Treasurer-Clerk/Retirement Administration*)

Item 22 – **Approved the minutes** of the following City Commission meetings (*recommended by the City Treasurer-Clerk/Records Management Officer*):

- **02-19-03 Regular Target Issues Workshop**

- **02-28-03 Regular Reorganization Meeting**

**Item 12** – Voted 5-0 to **approve the extension of Ordinance No. 02-O-48 until December 31, 2003**, providing for a seven-month extension of the Interim Review Procedures for the All Saints and Civic Center Redevelopment Areas (*Option 1 recommended by Planning*)

**Item 15** – Voted 5-0 to **approve the award of contract for the construction of residential traffic calming projects to North Florida Asphalt (NFA), Inc.**, low bidder meeting specifications, in the amount of \$360,670, for a period of one-year with an extension option of one year (Bid No. 0044-03-ER-TC) (*Option 1 recommended by Public Works/Traffic Engineering*)

Commissioner Katz requested that the staff evaluate the increase in sole bidders and the competitiveness of the bids issued.

Commissioner Lightsey requested information on a six-month post evaluation on accidents occurring after a traffic calming project and suggested that night-time reflectors might be needed at the intersection of Rankin Avenue.

**Item 23** – Voted 5-0 to appoint Commissioner Mustian to serve as Commission Liaison with Tallahassee Memorial HealthCare, Inc.

Commissioner Katz suggested that Commissioner Mustian follow up on the Emergency Medical Services (EMS) issue to insure that TMH was not left out of ongoing discussions between the City and the County.

Commissioner Lightsey asked that she be kept abreast of what happened with the identification of an independent, dedicating funding source for the EMS, because that had been a condition of the City's involvement.

**Item 23.1** – Received a report from Commissioner Katz on his negotiations with the adjoining neighborhood and discussed his proposal to conceptually approve the Southeast Farm Buffer Agreement with Leon County; voted 5-0 to **approve the conceptual Southeast Farm Buffer Agreement subject to changes**

Ms. Kitty Carter, 6550 Hidden Lakes Drive, representing the adjoining neighborhood, appeared before the Commission and discussed the neighborhoods willingness to support this compromise to keeping the sprayfield entirely out of the 400-foot buffer area.

**Item 24** – By consensus, **introduced Ordinance No. 03-O-29, which would adopt Cycle 2003-1 Comprehensive Plan Amendments**, and set the ordinance for public hearing at a joint meeting of the City and County Commissions on May 13, 2003, at 6:00 p.m. in the County Commission Chamber, Leon County Courthouse (*Option 1 recommended by the City Attorney*)

**Item 25** – **Deleted from the Agenda** an item relating to the initiation of the Frenchtown-Springfield Historic Preservation Overlay rezoning, the listing of the subject properties on the Local Register of Historic Places and Introduction of Ordinance No. 03-Z-19 (an item brought forward by Planning)

**Item 28** – Received a report on Phase I of the **City of Tallahassee Utilization and Availability Study, conducted by MGT of America, Inc.**, which included analyses of minority and women-owned business enterprise (M/WBE) participation in the City's procurements and the availability of M/WBEs to do business with the City, and reported there was a disparity in City contracting



practices and it needed to be investigated; voted 5-0 to **approve the Phase II continuation of the disparity study**, which would involve input from some vendors and identification of specific disparities, and the development of recommendations for future program practices and operation *(an item brought forward by Economic Development)*

Mr. Steven Humphrey and Mr. Eugene Sherman, Consultants with MGT of America, Inc.

**Item 30** – Held a public hearing and voted 5-0 to **adopt Ordinance No. 03-O-25AA**, introduced on April 9, 2003, **requiring businesses and residences to have addresses posted** and a plan developed to implement the posting of addresses through community partnerships *(recommended by Fire/Police/Communications/Customer Services)*

**Item 31** – Held a public hearing and voted 5-0 to **adopt Ordinance No. 03-O-26AA**, introduced on April 9, 2003, setting new **vehicle towing and storage** rates, eliminating conflicts/differences between the Leon County towing ordinance and the City's towing ordinance, and providing for a new process for permitting wrecker operators, as amended *(Option 1 as amended recommended by the City Attorney)*

**Item 26** – Accepted the **Code Enforcement Update** presented by the Neighborhood Preservation Division, continued from April 9, 2003 *(Option 1 recommended by Neighborhood & Community Services (NCS)/TPD/Growth Management/Solid Waste Services)*

The Commission **requested that the staff bring back within 2-4 weeks a plan with some options for addressing each of the code enforcement matters within a specified period of time**, involving repeat offenders and uncollected fines, including foreclosures and looking at repeat offenders in terms of prioritizing foreclosures, particularly those owners of more than one property in violation, and directed that the options include some kind of moratorium, or amnesty, and some kind of trust fund from the fines to go towards code enforcement and to improve some of the neighborhoods.

Ms. Edwina Stephens appeared before the Commission and reported that she had learned other cities had developed effective legal remedies that took 60-90 days. She also requested that some action be taken to address code violations on the bankrupt property across from Nims School before someone was hurt.

**Item 27** – Voted 5-0 to **approve an expenditure to continue participation in the SeTrans Regional Transmission Organization (RTO) development and initial implementation**, in an amount up to \$47,500 *(Option 1 recommended by Electric Utility)*

**Item 29** – Voted 5-0 to **approve the recommendations on the City Commission staff and roles as presented in the agenda item** *(Option 1 recommended by the Assistant to the City Manager)*

#### **City Commission Information & Sharing of Ideas –**

**Item 31.1** – Received an idea from Commissioner Gillum for a **Southside project in the Jake Gaither Community** and Silver Lake, and indicated no objection to his request that the staff do some background work to determine if there was enough feasibility to bring back a conceptual proposal

**Item 31.2** - The Commission concurred with a request by Commissioner Katz **that the staff schedule a public workshop on the City's permitting processes for some time in June 2003**, to include participation by staff, Commissioners, people in the private sector, the Chamber of Commerce.

**Unagendaed –**

Mayor Marks provided an update on planning for the Economic Development Summit scheduled for May 8, 2003, and requested input.

The Commission concurred with the need to address the issue of postponing Blueprint 2000 Intergovernmental Agency (BP00 IA) meetings without City concurrence.

Commissioner Lightsey expressed concern that selection of the new Chair of the BP00 IA should take into account whether the person was supportive of the BP00 projects.

**Unagendaed Speaker -**

Mr. Dan McDaniel, 1907 Ivan Drive, appeared before the Commission and welcomed the new Commission. He applauded the idea of a public permitting workshop and recommended involvement of the neighborhoods. Mr. McDaniel commended having public input on Commission policy items and urged some improvements on the speaker's "stop light", absenteeism/tardiness of Commissioners, prompt removal of former Commissioners' photographs placed outside the Chamber, and timing of the agenda.

*CTC:RM:ecg:04-24-03*

*CTC:RM:WP:tie:04-28-03*

**April 24, 2003**

**Joint City-County Commission Public Hearing on the Proposed Cycle 2003-2 Amendments To The 2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and took the following action, with City Commissioner Lightsey and County Commissioner Maloy absent:

- Held the first public hearing on the following Proposed Cycle 2003-2 Amendments to the Joint 2010 Tallahassee-Leon County Comprehensive Plan (Comp Plan):

<b>SUMMARY CHART OF PROPOSED CYCLE 2003-2 COMPREHENSIVE PLAN AMENDMENTS</b>					
<i>Item #</i>	<i>Amendment To</i>	<i>Nature of Proposed Amendment</i>	<i>Leon County School District Staff Comments</i>	<i>Planning Staff Recomm.</i>	<i>LPA Recomm.</i>
2003-2-M-001  (Miley Miers)	FUTURE LAND USE MAP  (North side Mahan	From: Rural  To: Urban Fringe  301.00 Ac.	Moderate impact on schools. Area is zoned for Roberts Elementary, Swift Creek Middle.	DENY	DENY

	Drive, East of Hawk's Landing & West of Baum Road)		and Lincoln High Schools. Swift Creek is currently over capacity.		
2003-2-M-002  (Brad Parker)	FUTURE LAND USE MAP  (Northwest corner of Capital Circle NW & West Tharpe Street)	From: Industrial  To: Mixed Use B  3.23 Ac.	No impact.	APPROVE	APPROVE
2003-2-M-003  (Roland B. Woolsey)	FUTURE LAND USE MAP  (West side of Meridian Road & South side of Gardner Road)	From: Rural  To: Lake Protection  28.91 Ac.	Moderate impact on schools. Area is zoned for Hawks Rise Elementary, Deer Lake Middle, and Chiles High Schools. Deer Lake and Chiles are currently well over capacity.	APPROVE	DENY
2003-2-M-004  (Johnny and Kristina Petrandis)	FUTURE LAND USE MAP  (South of Old St. Augustine Road & East of Calle de Santos)	From: Urban Fringe  To: Mixed Use A  56.00 Ac.	Moderate to major impact on schools. Area is zoned for Chaires Elementary, Fairview Middle, and Rickards High Schools. Fairview Middle is currently over capacity.	DENY	DENY
2003-2-M-005  (J-H Investments, Inc.)	FUTURE LAND USE MAP  (East of Woodville Highway & South of Natural Wells Drive, east of the power line easement)	From: Rural  To: Woodville Rural Community  40.00 Ac.	Up to 320 dwelling units will have a major impact on schools. The area is zoned for Woodville Elementary, Nims Middle, and Rickards High Schools.	DENY	DENY
2003-2-M-006	FUTURE LAND USE MAP	From: Rural	500 dwelling units will have a major impact on	DENY	APPROVE AS MODIFIED

(Centerville Properties, LTD)	(West side of Centerville Road, North of Pisgah Church Road)	To: Urban Fringe 592.00 Ac.	schools. Area is zoned for new Roberts Elementary, Deer Lake Middle, and Chiles High Schools. Deer Lake and Chiles are currently well over capacity.		
2003-2-T-007  (City of Tallahassee)	LAND USE NARRATIVE, LAND USE POLICIES 1.2.1 & 1.2.2, & CONSERVATION POLICIES 1.3.2, 1.3.5, & 1.3.8	Allows additional development on significant slopes and allows for off-site mitigation.	No comments submitted	Withdrawn by applicant on 03-28-03	
2003-2-T-008  (County Commission)	LAND USE ELEMENT  Creates new LAND USE GOAL 14, and new supporting Objective and Policy	Provides that Leon County & City of Tallahassee will work together cooperatively to identify and address special needs of sub-areas in the City and County.	No comments submitted	APPROVE AS MODIFIED  Revise date to 2004	Continued to  05-06-03
2003-2-T-009  (County Commission)	CONSERVATION ELEMENT	Changes the elevation of the Special Development Zone (SDZ) in the Fred George basin from 108 feet to 104 feet, thus shrinking the size of the SDZ.	No comments submitted	APPROVE	APPROVE

Staff announced the following schedule of meetings in this Comp Plan amendments process:

- May 12, 2003 at 2:00 p.m. in the City Commission Chamber  
City Commission Workshop on the proposed amendments
- May 13, 2003 at 2:30 p.m. in the County Commission Chamber  
County Commission Workshop on the proposed amendments
- May 29, 2003 at 2:00 p.m. in the City Commission Chamber  
Joint City-County Commission Workshop on the proposed amendments
- June 12, 2003 at 6:00 p.m. in the City Commission Chamber  
Joint City-County Commission Public Hearing on the transmittal of the tentatively approved amendments for review by the Florida Department of Community Affairs (FDCA)

- September 23, 2003 at 6:00 p.m. in the County Commission Chamber  
Joint City-County Commission Public Hearing on the final adoption of the amendments

#### **Amendment 2003-2-M-001**

City Commissioner Gillum **suggested that staff address whether there was a planned and funded Blueprint 2000 project in this amendment area to ensure flood plan protection, as referenced on Item 1, page 2, No. 8 of the agenda material.**

County Commissioner Sauls **requested clarification of the proposed development not meeting the density neutral component of a conservation subdivision.**

City Commissioner Gillum and County Commissioner Proctor **suggested that staff conduct a study on whether there was enough land for development, and develop a matrix to reflect land that remained available in the USA for development.** Mayor Marks **requested that the staff bring back information on the possibility of following through with this suggestion.**

County Commissioner Proctor **opined that there should be a category for Not Ready (NR) if the government was not ready to make a recommendation, as opposed to a recommendation of denial; inquired as to when the staff would be ready to make a recommendation.**

County Commissioner Sauls **requested that the staff bring back information on the conservation subdivision and if density neutral was a requirement or if there was flexibility.**

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-001:

- Mr. Nathaniel Wesley, 9511 Star View Lane, Hawks Landing (concerned with road access)
- Ms. Kathy Archibald, 7100 Roberts Road, representing the Ochlocknee River Soil & Water Conservation District (opponent)
- Mr. Ed Deaton, 9601 Miccosukee Road #25 (opponent)
- Mr. R. L. (Bob) Scanlon, Chairman of the Leon County Water Resources Citizens Advisory Committee (opponent)
- Ms. Pamela Hall, 5051 Quail Valley Road (opponent)
- Ms. Linda Deaton, 9601 Miccosukee Road (opponent)
- Dr. Miley Miers, owner/applicant, P. O. Box 12247 (32317) (proponent) (also, confirmed his willingness to donate the area flowing into the headwaters of the St. Marks River in order to increase the density closer to the main thoroughfare)
- Mr. Rob Palmer, representing RPA Group, Inc., 909 East Park Avenue (proponent) (advised that the applicant intended to place some conditions on the deeds such as mandatory septic tank cleanouts and mandatory hookup to central sewer when it became available with the subdivision designed to expedite that hookup and minimize the cost to the homeowners)

#### **Amendment 2003-2-M-002**

The Commissions discussed the need for the donation of a 30-foot right-of-way, needed by the Florida Department of Transportation (FDOT), for the Blueprint 2000 roadway project at Capital Circle Northwest and West Tharpe Street.

County Commissioner Winchester **suggested that a mechanism was needed to address the issue of keeping potential right-of-way purchases at the current price level**

The following person indicated his availability to answer questions relative to Amendment 2003-2-M-002:

- Mr. Eddie Bass, representing Poole Engineering, 2145 Delta Boulevard #100 (proponent)

### **Amendment 2003-2-M-003**

Mayor Marks **requested that the staff bring back a briefing on the 1,000-foot issue for a discussion at the next joint meeting of the Commissions on these Comp Plan amendments.**

County Commissioner Rackleff suggested that this amendment property, which adjoined the City limits, would be appropriate for annexation into the City.

The Commissions discussed the Planning Commission's recommendation of denial based on the need to be evaluated from a more comprehensive perspective looking at the larger context area of the Lake Jackson Drainage Basin in relation to the amendment site. Staff reported the Planning Commission's specific request in its motion that this amendment not be brought back in this round of amendments because more time was needed to work through the various concerns, and had directed the staff to work with the Paramore Estates neighborhood residents on their issues of concern.

County Commissioner Thael suggested that the neighborhood and developer work together and reach agreement on their concerns before the Commissions met again on these amendments.

County Commissioner Proctor **requested that something be done about City services being extended to new communities before extending them to this older neighborhood and about the residents being exposed to the risk of having a high pressure gas line in their front yard, noting that the people on the left side of the street needed to be treated the same.**

County Commissioner Proctor **requested an analysis of how the property values of the homes on the left side of the street were affected by the construction of multi-unit homes versus the land use designation remaining unchanged in terms of maintaining the value of those existing homes.**

Mayor Marks indicated that County Commissioner Proctor's comments were well taken and, **on behalf of the City, he directed the staff to provide such analysis.** He ascertained that this amendment property was located in the County and expressed hope that the County would also evaluate these issues, noting that the City and County staff could conduct the analyses jointly.

Mayor Marks **suggested checking with the neighborhood associations to determine if they would be supportive of being brought inside the USA, with the staff to bring back a response at the City and County workshops.**

County Commissioner Winchester **requested that some discussion be brought back for the separate County workshop relating to providing the urban services to the residents included in this USA expansion.**

County Commissioner Winchester ascertained from staff **that the City allowed one unit per acre to go on 25% of the site while the County allowed half-acre lots on 40% of the site, so there would be some increase in density if the property was annexed into the City, with the staff to bring back more specific information at the separate City and County workshops.**

County Commissioner Winchester **strongly urged that the development of this amendment property be done in a conservation subdivision design.**

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-003:

- Mr. Gary Yordon, 1306 Toochin Nene, representing the developer (proponent) (indicated the developer's intent to meet with representatives of the Paramore Estates neighborhood to discuss their concerns)
- Mr. Tom O'Steen, 805 North Gadsden Street, representing the developer (proponent)
- Mr. R. L. (Bob) Scanlon, Chairman of the Leon County Water Resources Committee (proponent)
- Rev. William Foutz, Sr., 6504 North Meridian Road (relative to inequities associated with gas service running across property in Paramore Estates neighborhood)

#### **Amendment 2003-2-M-004**

County Commission Chairman Grippa **requested that the staff communicate to the applicant that the County Commission consensus was to suggest that the applicant withdraw this amendment, as it appeared to have no support from the Commissions.**

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-004:

- Mayor Marks ascertained from Ms. Ehrbar that 11 speaker requests had been submitted, all opposing this amendment. These 11 persons did not appear.
- Mr. Randy Crowson, 8724 Salamanda Court (opponent)

#### **Amendment 2003-2-M-005**

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-005:

- Mr. Bob Scanlon, representing the Leon County Water Resources Committee (proponent)
- Ms. Kathy Archibald, 7100 Roberts Road (proponent) (did not appear)

#### **Amendment 2003-2-M-006**

Mayor Marks **requested that the staff provide information on the covenants running with the land in perpetuity at the workshops.**

County Commissioner Proctor confirmed with Ms. Hubbard that Centerville Road was not exempt from concurrency standards and that concurrency issues for a conservation subdivision would be the same as under the existing land use.

County Commissioner Proctor **requested a status report on the vehicular trips and concurrency on Centerville Road, and if that was a factor on different road segments.**

County Commission Chairman Grippa **requested information on whether there were other issues in the Bradfordville Study Area that were of concern, if this conservation subdivision design concept met the standard for development, what it would mean for the future, and if land development regulations needed to be adopted to go with the conservation subdivision design concept.**

County Commissioner Winchester confirmed his intent to work with an advisory group and sponsor a Comp Plan amendment relative to developing conservation neighborhoods, with a range of density options.

County Commissioner Rackleff **requested that the staff bring back some information on who would pay for paving Pisgah Church Road, the scope of the traffic analysis, the impacts on the schools; also, requested that the staff bring back information on whether the County's potential adoption of an Affordable Housing Ordinance for new housing developments would apply to a conservation subdivision, workforce affordable housing.**

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-006:

- Mr. Charles R. Gardner, 1300 Thomaswood Drive, representing the applicant (proponent) (presented a video by Mr. Randall Arendt discussing the conservation neighborhood design concept and confirmed the applicant's agreement to the Planning Commission's conditions of approval; also, confirmed the development from this amendment would be brought to the County Commission for review/approval as a planned unit development (PUD) with all the requirements of a PUD)
- Ms. Kathy Archibald, 7100 Roberts Road (proponent, with the stipulations recommended by the Planning Commission)
- Ms. Pamela Hall, 4041 Quail Valley Road (proponent)
- Ms. Charlotte Chutes, 5980 Ansel Fennel Road, representing 84 homeowners who were concerned with the impacts of a new subdivision in this amendment area, including traffic, septic tank systems, and the precedence that would be set in changing this Rural area to Urban Fringe (opponent)
- Ms. Joy Scott, 6967 Grenville Road, Baker Place (opponent)
- Dr. Gloria Duran Aguiolar, 6970 Grenville Road (opponent)
- Mr. Gary Lloyd, 1922 Mallory Square, representing the Sierra Club Board (opponent)
- Mr. Jens Rask, 5996 Ponder Lane, Baker Place (opponent)
- Mr. Mike Weglinski, 7024 Grenville Road, Baker Place (opponent)
- Mr. Guy Cornwell, 6979 Grenville Road (opponent)
- Mr. Hank Brady, 5984 Hardy Croom Court (opponent)
- Mr. Paul E. Frank, 7045 Grenville Road (opponent)
- Mr. Bob Scanlon, representing the Leon County Water Resource Committee (opponent)
- Mr. William C. Green, 5992 Hardy Croom Court (opponent)



**Amendment 2003-2-M-008**

County Commission Chairman Grippa requested that the Leon County Water Resources Committee meet again on this issue so that he could attend the meeting to discuss this amendment.

The following persons appeared before the Joint Commission relative to Amendment 2003-2-M-008:

- Mr. Robert L. Scanlon, representing the Leon County Water Resources Committee (opponent)
- Ms. Pamela Hall, 5051 Quail Valley Road (opponent)

**Amendment 2003-2-M-009**

The following person appeared before the Joint Commission relative to Amendment 2003-2-M-009:

- Mr. Bob Scanlon, representing the Leon County Water Resources Committee (proponent)

*CTC:RM:ecg:05-22-03*

*CTC:RM:WP:tie:06-04-03*