

**City Commission Meeting Summary - May 8, 2008**

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

Held a joint public hearing on the following proposed Cycle 2008-1 Comprehensive Plan Amendments:

**Proposed Cycle 2008-1 Amendments to the Joint Comp Plan**

Item #	Amendment To:	Nature of Proposed Amendment
PCM080101	FUTURE LAND USE MAP (at the northwest corner of the intersection of Mahan Drive & Dempsey Mayo Road)	From: Residential Corridor To: Residential Corridor Node 5.44 Ac.
PCM080102	FUTURE LAND USE MAP (fronting on Mahan Drive 235 feet west of Thornton Road)	From: Residential Corridor To: Residential Corridor Node 1.7 Ac.
PCM080103	FUTURE LAND USE MAP (at the southeast corner of Bradfordville Road and Velda Dairy Road)	From: Residential Preservation To: Bradfordville Mixed Use 1.22 Ac.
PCM080104	FUTURE LAND USE MAP (fronting on the south side of Mahan Drive, approximately 3/10ths mile east of its intersection with Wadesboro Road)	From: Rural To: Urban Fringe 509.23 Ac.
PCM080105	FUTURE LAND USE MAP (at the intersection of West Tennessee Street and Dixie Drive)	From: Suburban To: University Transition 7.7 Ac.
PCM080106	FUTURE LAND USE MAP (east side of Spring Hill Road, the south side of Mill Street and lying 216 feet north of Orange Avenue)	From: Central Urban To: Recreation/Open Space 4.44 Ac.
PCM080107	FUTURE LAND USE MAP (northwest corner of Tharpe Street and Meridian Road)	From: Residential Preservation To: Suburban 3.93 acres
PCM080108	FUTURE LAND USE MAP (north side of Orange Avenue between Wahnish Way & Pasco Street)	From: Residential Preservation To: Suburban & Government Operational 1.84 acres
PCM080109	FUTURE LAND USE MAP (Villas Court Subdivision - east side of Dellwood Drive)	From: Residential Preservation To: Urban Residential 5.51 acres

PCT080110	TEXT AMENDMENT	Glossary (amending the definition of floodway/floodplain)
PCT080111	TEXT AMENDMENT	Transportation Element (updating roadway functional classification maps - changing the functional classification of several roadways within and adjacent to Cascade Park, including Gadsden, Gaines, Meridian, Bloxham and Suwannee Streets, and Cascade Park Lane)
PCT080112	TEXT AMENDMENT	Land Use Element (deletes intersection with Capital Circle from Southeast Section Plan Capital Circle Access Points Map in the Transportation Element)
PCT080113	TEXT AMENDMENT	Capital Improvements Element (annual update of the capital improvement schedules)
PCT080114	TEXT AMENDMENT (EAR BASED)	Land Use, Conservation, & Intergovernmental Coordination Elements & the Glossary (pertaining to hazard mitigation)
PCT080115	TEXT AMENDMENT (EAR BASED)	Land Use Element (pertaining to the definition of Residential Preservation)
PCT080116	TEXT AMENDMENT (EAR BASED)	Parks & Recreation Element (changing the horizon for lands designated as Open Space to remain functionally intact through the year 2030)
PCT080117	TEXT AMENDMENT (EAR BASED)	Land Use & Conservation Elements & Glossary (addressing groundwater quality, and protection of quality and quantity of water in the Floridan Aquifer and its discharge at Wakulla Springs)
PCT080118	TEXT AMENDMENT (EAR BASED)	Housing Elements Creation of a joint Housing Element; Objectives addressing housing needs, sites for affordable housing & economic solutions to affordable housing.
PCT080119	TEXT AMENDMENT (EAR BASED)	Land Use and Transportation Elements (creating a multimodal transportation district)

The following persons appeared before the Joint Commission relative to the respective amendments:

#### Map Amendment PCM 080102

- Mr. Ray Greer, 1441 Maclay Commerce Drive, a land use planner with Wilson Miller and representative of the applicant (proponent - to include three adjoining parcels as requested by the owners)

#### Map Amendment PCM 080103

- Mr. Michael Clow, 2033 Quail Rise Court (opponent)
- Mr. Doug Jones, 2008 Sara Lee Lane (opponent)

- Mr. Luis Serna, 3559 Timberlane School Road, with GPI Southeast, representing the applicant (proponent)
- Ms. Suzanna Thomas Pudvah, 8005 Smith Creek Road, an owner/applicant (proponent)
- Ms. Allison Finn, 3750 Kimmer Rowe Drive (opponent)
- Dr. Pamela Hall, 5051 Quail Valley Road, representing the Centerville Road Association (CeRA) (opponent)

#### **Map Amendment PCM 080104**

- Mr. Scott Maddox, 208 West Carolina Street, representing Rockaway, LLC, the applicant (proponent)
- Ms. Paige Forshay, 11705 Mahan Drive (proponent)
- Ms. Cha-Che Moore, 10807 Wadesboro Road (opponent)
- Mr. Charles Pattison, 2346 Armistead Road (opponent)
- Judge Lew Killian, P. O. Box 1199 (32301) (opponent)
- Ms. Patsy Killian (address not given) (opponent)
- Dr. Pamela Hall, 5051 Quail Valley Road (opponent)
- Dr. Robert Scanlon, Chairman of the Leon County Water Resources Advisory Committee (LCWRAC) (opponent)
- Mr. Luis Serna, 3559 Timberlane School Road, with GPI Southeast, representing the applicant as Land Planner (proponent)
- Dr. Earl McKenzie, 1876 Dove Field Run (opponent)
- Mr. Joseph Schenck, 10300 Wadesboro Road (opponent)
- Mr. J. Kelly Burke, 10873 Wadesboro Road (opponent)

County Commissioner Rackleff requested that the staff bring back a map reflecting the subject property in relation to the St. Marks River, a natural feature, prior to the scheduled workshop on these amendments.

#### **Map Amendment PCM 080105**

- Mr. Wade Pitt, of Moore Bass Consulting, 805 N. Gadsden Street, agent for the property owner and also for the optionee on the subject property (proponent)
- County Commissioner Rackleff suggested that Planning staff and the developer meet with Director of StarMetro Ron Garrison to develop an enhanced transit plan, possibly with a covered bus stop for the students.

#### **Map Amendment PCM 080108**

- Mr. Darwin Gamble, 1248 Halifax Court, representing the Greater Brandt Hills Neighborhood Association, and in support of the College Terrace Neighborhood Association (opponent)
- Ms. Shirley Gooding-Butler, 3978 Calle De Santos (proponent)

County Commissioner Rackleff requested that Planning staff bring back a brief history of changes to the zoning of this amendment area.

#### **Text Amendment PCT 080110**

- Mr. Robert Scanlon, Chairman of the Leon County Water Resources Advisory Committee (proponent)

Mr. Goodrow announced that Text Amendments PCT 080114 through PCT 080119 would implement EAR recommendations.

#### **Text Amendment PCT 080115**

- Ms. Judy Taps, 2805 Walter Scott Road, representing CONA and the Waverly Hills Neighborhood Association (WHNA) (informational)
- Mr. Charles Pattison, 2346 Armistead Road concurred with Ms. Taps)
- Mr. Darwin Gamble, 1248 Halifax Court, representing the Greater Brandt Hills Neighborhood Association (GBHNA) (concurred with Ms. Taps; also, proponent of Map Amendment PCM 080108)
- Dr. Pamela Hall, 5051 Quail Valley Road (informational)

County Commissioner Rackleff requested that he be provided with copies as CONA, WHNA and Planning staff developed versions of the language, and that staff provide the Commissioners with a copy of the EAR language leading to the proposed language of this amendment prior to the scheduled Commission workshops.

The Joint Commission concurred in requesting that Planning staff provide an individual briefing with each of the Commissioners on these amendments.

#### **Text Amendment PCT 080117**

- Mr. Robert Scanlon, Chairman of the Leon County Water Resources Advisory Committee (proponent, with some concerns with the amendment language)
- Dr. Pamela Hall, 5051 Quail Valley Road, member of the Leon County Water Resources Committee (informational)

Planning staff announced the following workshops had been scheduled for discussion on these amendments:

- County Commission Workshop - May 27, 2008, at 1:30 p.m., in the County Commission Chambers in the Leon County Courthouse
- City Commission Workshop - June 4, 2008, at 2:00 p.m., in the City Commission Chambers in City Hall.

CTC:RM:ecg

### **City Commission Meeting Summary - May 14, 2008**

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

**Item 1** - Mayor Marks presented a proclamation proclaiming May 2008 as National Exercise and Fitness Month in the City of Tallahassee to:

- Dr. Bahram Arjmandi, Professor and Chair, FSU Department of Nutrition, Food and Exercise Sciences (not present);
- Dr. Sara Chelland Campbell, Postdoctoral Fellow, FSU Department of Nutrition, Food, and Exercise Sciences;
- Dr. Don Rapp, retired FSU Professor and Author, and appointee to Governors Council on Physical Activity; and
- Ms. Randy Baez, Zumba Instructor and health advocate from Zumbajunkie

**Item 2** - Mayor Marks presented a proclamation proclaiming May 18-24, 2008, as National Public Works Week in the City of Tallahassee to Public Works Director Gabriel Menendez and Mr. Jon Yarbrough, representing the American Public Works Association Big Bend Branch.

**Item 3** - Mr. John Barrios, of the International Accreditation Service Board of Directors, congratulated the City's staff on their achievement and presented the City of Tallahassee's Building Inspection Division's accreditation to Mayor Marks, Director of Growth Management Bob Herman, Building Official Ronnie Spooner, and Deputy Building Official Glen Dodson.

Mayor Marks and the Commission recognized and congratulated the staff members on their achievement, and Mayor Marks directed his staff to send an announcement of this achievement to the Florida League of Cities (FLC).

Also, recognized and congratulated Growth Management employees Karen Jumonville, Land Use and Environmental Services Administrator, and Doug Moore, Business Unit Systems and Applications Coordinator, for the recent recognition from the University of North Carolina in naming the City of Tallahassee Growth Management Department as one of the top three growth management departments in the country

**Items 4-7 and 9-13** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-7 and 9-13, taking the following action:

Item 4 - Approved a purchase order to McHale and Associates, in an amount not to exceed \$84,500, for the Hopkins Unit 2 Repowering Project required performance testing of the combustion turbine generator (CTG) and the heat recovery steam generator (HRSG); and authorized the City manager to approve up to an additional \$50,000 if needed (Option 1 as recommended by Electric Utility)

Item 5 - Approved the award of a three-year term contract for the reconditioning and maintenance services of the Power Plant circuit breakers (IFB #0074-08-RM-BC) to Tampa Armature Works (TAW Lakeland Service Center), low bidder meeting specifications, and authorized staff to enter into a contract for a period of three years from the date the contract is fully executed at a total estimated cost of \$225,000 (Option 1 as recommended by Electric Utility)

Item 6 - Authorized a supplemental appropriation to the Substation BP-3 Reconstruction Project #05114, in the amount of \$329,686, from available Electric Utility Bond Fund balances, for a revised total project appropriation of \$7,071,924; also, approved a change order, in the amount of \$29,686, to Purchase Order #0001012391 with Central Electric Manufacturing Company for metalclad switchgear and bus duct, for a revised total purchase order amount of \$553,502 (Option 1 as recommended by Electric Utility)

Item 7 - Approved the recommended ranking submitted by the selection committee and authorized staff to negotiate and execute a contract with the top-ranked firm, URS Corporation, for the pre-construction services programming and design of the Fleet Management Biodiesel Processing Facility, in an amount not to exceed \$180,000; and should negotiations with the top-ranked firm not be successful, authorized staff to negotiate with the next ranked firm, WRScompass, and so on until an acceptable agreement is reached (Option 1 as recommended by Fleet Management)

Item 8 - PULLED FROM CONSENT FOR DISCUSSION a request to approve the purchase of ten (10) replacement police patrol vehicles (brought forward by Fleet Management)

Item 9 - Approved change of scope Change Order No. 19, to construct improvements required by the FMS Property Interests v. City of Tallahassee, Case No. 02-CA-2894, Leon County Circuit Court Settlement Agreement, in the amount of \$500,700.60, to Construction Contract No. 1229 with Sandco Inc. for the Welaunee Boulevard Phase II Project, from Buford Boulevard to Fleischmann Road (Option 1 as recommended by Public Works)

Item 10 - Approved Change Order No. 1, in the amount of \$128,723.50, for project modifications addressing storm drain pipe replacement, water main adjustments and replacement of unsuitable soils, to the construction contract with M of Tallahassee, Inc., Contract No. 1684, for the Governor's Square Boulevard Widening Project from Reece Park Lane to Blair Stone Road, for a revised total contract amount of \$1,046,688.20 (Option 1 as recommended by Public Works)

Item 11 - Approved a 120-Day Odor Control Pilot Study with Premier Chemicals, LCC, at an estimated cost of \$110,700, using magnesium hydroxide, THIOGUARD, to determine its effectiveness versus the current sole sourced product calcium nitrate, BIOXIDE, supplied by Siemens Water Technologies - with the current BIOXIDE feed system to be turned off during the pilot study, resulting in the study being cost neutral (Option 1 as recommended by Underground Utilities)

Item 12 - Approved the award of a contract for sewer construction within Ox Bottom manor and Summerbrooke Subdivisions (Bid #0080-08-VA-BP) to Jimmy Crowder Excavating and Land Clearing, Inc. of Tallahassee, Florida, low bidder meeting specifications, in the amount of \$1,059,788; also, authorized the City Manager to authorize non-scope change orders up to \$200,000 for contingencies (Option 1 as recommended by Underground Utilities)

Item 13 - Approved the minutes of the following City Commission meetings, as distributed (as recommended by the City Treasurer-Clerk/Records Management):

- March 11, 2008 - Special Meeting (Joint Comp Plan Public Hearing)
- April 9, 2008 - Special Budget Workshop
- April 9, 2008 - Regular Meeting

**Item 8, pulled from Consent** - Voted 5-0 to approve the purchase of ten (10) 2008 Chevrolet Impala replacement police patrol vehicles from Garber Buick Pontiac GMC Trucks, Inc., pursuant to Florida Sheriffs Association Contract #07-15-0827, for a price of \$17,866 each, to be painted with City of Tallahassee colors at a cost of \$503.50 each; and with the purchase and installation of emergency equipment from Dana Safety Supply, through City Contract #1489, for a price of \$7,310.42 each, for a final cost per vehicle of \$25,679.92, totaling \$256,799.20 for the 10 vehicles (Option 1 as recommended by Fleet Management)

Confirmed that the staff was closely monitoring the need to purchase new vehicles, and requested that staff provide information on the criteria used for replacing vehicles

**Item 13.1** - Received an update from Commissioner Gillum on Fire/Emergency Medical Services (EMS) contract negotiations with the Board of Leon County Commissioners

**Items 14-19** - By consensus, the Commission introduced Ordinances Nos. 08-O-28, 08-O-19, 08-Z-20, 08-O-34, 08-O-37 and 08-O-38, and set the ordinances for public hearings as recommended:

Item 14 was the introduction of Ordinance No. 08-O-28, which would provide for the voluntary annexation of approximately six (6) acres located on three parcels on Capital Circle Southeast and Monday Road, as petitioned by the owner, Ronald R. Kelly, of Kelly Brothers Sheet Metal, Inc., set for public hearing on the ordinance for May 28, 2008 (Option 1 as recommended by the Office of the Mayor).

Item 15 was the introduction of Ordinance No. 08-O-19, which would implement the Providence Neighborhood Overlay (PNO) to properties zoned Central Urban within the Providence Neighborhood, and limit allowed uses within the PNO, set for public hearings on May 28 and July 9, 2008 (Option 1 as recommended by Planning).

Item 16 was the introduction of Ordinance No. 08-Z-20, which would rezone the Providence Neighborhood from CU Central Urban to CU-18 Central Urban 18 and CU-45 Central Urban 45, set for public hearings on May 28 and July 9, 2008 (Option 1 as recommended by Planning).

Item 17 was the introduction of Ordinance No. 08-O-34, which would abandon an approximate 150-foot paved portion of Genevieve Park Drive right-of-way, measured from the easterly edge of the Brush Hill Road right-of-way, set for public hearing on May 28, 2008 (Option 1 as recommended by Planning).

Item 18 was the introduction of Ordinance No. 08-O-37, which would create a \$2.00 parking violation surcharge that would be dedicated to the School Crossing Guard Program, set for public hearing on May 28, 2008 (Option 1 as recommended by the Department of Management & Administration [DMA]).

Item 19 was the introduction of Ordinance No. 08-O-38, which would create a \$2.00 traffic violation surcharge that would go to the City's general fund, set for public hearing on May 28, 2008 (Option 1 as recommended by the Department of Management & Administration [DMA]).

**Item 20** - Voted 5-0 to authorize the City Manager, or her designee, to execute necessary agreements, supporting documents, and schedules with Florida Gas Transmission (FGT) Company, Phase VIII, to secure additional pipeline capacity for the firm transportation of natural gas to the City for a 25-year period commencing April 1, 2011, at a negotiated rate (Option 1 as recommended by Energy Services)

**Item 21** - Voted 5-0 to adopt Resolution No. 08-R-18, authorizing the City Manager to execute Spot Gas Sales Contracts and related addenda to supplier contracts, with such revisions as may be acceptable to the City Attorney, and authorize the City Manager to execute the Participant Addendum -- allowing the City Manager to authorize the purchase of natural gas volumes under these agreements, consistent with the Energy Risk Management Policies and Procedures (ERMPP), while any proposal to purchase natural gas volumes in excess of ERMPP limits would be brought before the City Commission for approval, reliably providing natural gas supplies to the Electric and Gas Utilities at a considerable discount (Option 1 as recommended by Energy Services)

**Item 22** - Received a Power Point presentation on the FAMU Way Extension Alternative Roadway Concepts, and requested additional information on the alternatives

Voted 5-0 to accept the report on the progress of the FAMU Way Extension Preliminary Engineering Study as submitted and authorize the commencement of the Public Involvement Phase (Option 1 as recommended by Public Works)

Mr. Jim Sullivan, Vice President of Genesis Group, appeared before the Commission relative to this item.

**Item 23** - Voted 5-0 to approve and authorize the City Manager to execute amendments to the Florida State University (FSU) "Seminole Express" and "Night Nole" agreements, reflecting changes in the City's transit system service and providing additional annual net revenues of approximately \$180,000 (Option 1 as recommended by StarMetro)

**Item 24** - Voted 5-0 to adopt Resolution No. 08-R-28, ratifying, approving and confirming the April 1, 2008, execution of the NAESB Base Contract for the Sale and Purchase of Natural Gas and Special Provisions to the NAESB Base Contract (Option 1 as recommended by the City Attorney)

Commissioner Lightsey requested that the staff consider treating the gas for the City Fleet as a commodity so as to provide some cost savings for the City.

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### **Target Issue Committee Updates**

#### **Long Range Planning**

Commissioner Gillum reported that he and Commissioner Lightsey, as the Long Range Planning Target Issue Committee, had reviewed Community Redevelopment Agency (CRA) Affordability and Workforce Grant funding applications, which would be presented to the CRA Board on May 19, 2008. He stated that consideration was being given to how the Inclusionary Housing Ordinance might be adjusted to provide greater flexibility for developers to achieve variations in the housing development, a minor change to the City's Permanent Relocation Policies, and modifications to the Land Development Code regarding General Permit requirements for streets and drainage.

Commissioner Gillum also congratulated Mr. Ron Garrison and the StarMetro staff on the 80th Express Route between Downtown and Southwood on a current low daily ridership of 400 and high daily ridership of 800. He reported that StarMetro staff were working on new transit development projects including a Downtown Circulator, a Gadsden County Express Bus, a dedicated transit lane, development of super stops within the proposed multimodal system transportation district, and he suggested that the Commission would need to address the issue of StarMetro overtime. Commissioner Gillum also advised that StarMetro would be bringing a request to the Commission for authorization for a Regional Transit Authority Study, which would also include the structure of existing bus routes as well as remote transfer facilities, and he reported that Mr. Garrison had been successful in obtaining 100% funding for that study from the Florida Department of Transportation in the amount of \$225,000--\$300,000.

Commissioner Gillum also expressed concern with the maintenance of the new extension of Orange Avenue from South Monroe Street to Blair Stone, and he suggested that the Mayor send a letter to the County Chair requesting that the County maintain that roadway while legal issues under dispute were resolved. Mayor Marks indicated he would send the letter and would also bring the matter up at the next Mayor-Chair meeting.

Commissioner Katz requested that the posted bus schedules be lowered to a height that was easy to read.

Commissioner Lightsey advised that the Committee had also encouraged Mr. Garrison work towards shortening the timeframe for the Regional Transit Authority Study.



Mayor Marks observed that with the increasing gas prices, a Regional Transit Authority Study was more urgent and he commended Mr. Garrison for his foresight in obtaining the funds for the study.

### **Environmental and Energy Resources**

Mayor Marks and Commissioner Lightsey reported that the Environmental and Energy Resources Target Issue Committee had completed several major projects, and had directed the staff to provide an analysis of the impact of the recent Energy Bill passed by the Legislature.

Commissioner Lightsey reported that consideration was being given to incentives for green development, which would be brought to the Commission. She also reported on efforts to gain support from all local governments touched by the expanded Wakulla Springs Watershed for consistent land use regulations in the springshed area.

Commissioner Lightsey reported on progress being made on the development of a two-day Wakulla Springs Symposium in the Fall.

### **Health and Human Services**

Commissioner Katz reported that he had met with the Joint Planning Board for the City and County United Way relative to contracting for a Human Services Needs Assessment, providing a joint study of the process of the Community Human Services Plan (CHSP) as well as identification of community priorities. He stated that funds from the FY2007 CHSP Budget were available to help pay for the assessment.

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

Commissioner Lightsey advised that she had emcee'd an awards ceremony for the Florida Heritage Foundation and the Historic Preservation Trust, and was pleased to report that the City of Tallahassee had received recognition and plaques for the restoration of the Los Robles Gate and also the Old City Waterworks. She stated her intent to schedule an item on a future Commission agenda to recognize and show these awards.

Mayor Marks directed his staff to also send notice of these awards to the FLC.

Mayor Marks advised that a report on the recent Legislative Session would be presented to the Commission on May 28, 2008.

Commissioner Katz endorsed the Attorney General's Office conducting an outside investigation of the events leading to Rachel Hoffman's death, including the Tallahassee Police Department's procedures and protocol. He expressed hope that all of the options would be considered to ensure that there would be no recurrence of such a tragedy. The Commission indicated its concurrence.

CTC:RM:ecg:05-20-08

### **City Commission Meeting Summary - May 28, 2008**

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

Recognized and welcomed members of Leadership Tallahassee

**Item 1** - Recognized and presented trophies to the district-wide winners of the Water Conservation Poster Contest for area elementary students, including:

- Third Place - Jordan Brooklin, 4th grader in Mrs. Garcia's class at Bond Elementary
- Second Place - Landon Hardeman, 4th grader in Mrs. Long's class at W. T. Moore Elementary
- First Place - Madeline Sipple, 4th grader in Mrs. Pannell's class at Trinity Catholic School

**Items 2, 4-7 and 10-19** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2, 4-7 and 10-19, taking the following action:

Item 2 - Approved a settlement in a personal injury matter styled Gregory L. Kenon, individually, and on behalf of Genuine Parts and the Travelers Indemnity Company v. City of Tallahassee (Option 1 as recommended by the City Attorney)

Item 3 - DELETED FROM THE AGENDA the purchase of five street sweepers (brought forward by Fleet) - MOVED TO JUNE 18, 2008

Item 4 - Approved the purchase of technical and functional assistance with the City's Oracle/Peoplesoft Financial Management System (FMS) upgrade process from version 8.4 to 9.0 from consultants qualified under state contract or GSA Schedule 70 (Department of Management & Administration [DMA]/Accounting Services)

Item 5 - Authorized Information System Services (ISS) to contract with Insight utilizing a Hewlett Packard solution for the leasing of desktop PC's for one year with an option to renew for two additional years on an ongoing basis, at a cost of \$95,550 per year for three years; and authorized the purchase of approximately 883 flat panel Hewlett Packard monitors from Insight, at a cost of \$166 each rather than continuing to lease monitors, for a first year cost of \$119,147 for the purchase of monitors and a net savings of \$84,825 over the first five years of ownership (Option 1 as recommended by ISS)

Item 6 - Approved the award of a three-year term contract for warehouse pre-cast concrete products (Bid No. 0136-08-KR-BC) to Southern Precast, Incorporated, low bidder meeting specifications, at an estimated cost of \$130,000 for the term of the contract (Option 1 as recommended by DMA/Procurement Services)

Item 7 - Approved the award of a one-year term contract for warehouse wood utility poles to GRESCO Utility Supply, low bidder meeting specifications, in the estimated amount of \$200,000 (Option 1 as recommended by DMA/Procurement Services)

Item 8 - MOVED TO PUBLIC HEARINGS the proposed adoption of Ordinance No. 08-O-38, introduced on May 14, 2008, which would create a \$5 traffic violation surcharge that would go to the City's general fund (brought forward by DMA/Budget and Policy) - SEE BELOW

Item 9 - MOVED TO PUBLIC HEARINGS the proposed adoption of Ordinance No. 08-O-37, introduced on May 14, 2008, which would create a \$2.00 parking violation surcharge that would be dedicated to the School Crossing Guard Program (brought forward by DMA/Budget and Policy) - SEE BELOW

Item 10 - Approved the award of a three-year contract for the purchase of miscellaneous law enforcement equipment and supplies (Bid #0072-08-JAG-BC) to Law Enforcement Supply, Inc., low bidder meeting specification, in the

estimated annual amount of \$26,800, for a total of approximately \$80,309 over the term of the contract (Option 1 as recommended by Tallahassee Police Department [TPD])

Item 11 - Authorized the acceptance and expenditure of an American Heart Association (AHA) grant, in the amount of \$31,000, to purchase 29 additional automated electronic defibrillators (AEDs) for placement in Police patrol vehicles and at Police Headquarters (Option 1 as recommended by TPD)

Item 12 - Adopted Resolution No. 08-R-15, requesting a utility easement from the Florida Department of Environmental Protection for the purpose of extending a sanitary sewer line through Lots 18 and 19 of the Colonel Alfred Fisher's Subdivision, necessary for the Gaines Street/Stone Valley Sewer Trunk Project (Option 1 as recommended by the Assistant to the City Manager/Property Management)

Item 13 - Approved a Road Right-of-Way Maintenance Agreement with the Florida Department of Transportation (FDOT) for the period July 1, 2008, through June 30, 2009; and authorized the City manager to execute this agreement requiring FDOT to reimburse the City \$668,528.56 for road right-of-way maintenance on state roads within the City limits, to be paid on a quarterly basis of \$167,132.14 for each quarter, as presented (Option 1 as recommended by Public Works/Streets & Drainage)

Item 14 - Approved a change order, in the amount of \$37,600, to the contract with GPI Southeast, Inc. (formerly Varnum & Associates, Inc.) for additional engineering services to complete the development of the as-built Federal Emergency Management Administration (FEMA) stormwater computer model and flood maps for the Northeast Drainage Ditch affected by the Blair Stone Road Northern Extension, completing this FEMA flood study (Option 1 as recommended by Public Works/Engineering Division)

Item 15 - Approved the transfer of administration of the Tree Bank from the Planning Department to the Public Works Department (Option 1), and changes to City Commission Policy 2001 to implement the transfer of Tree Bank administration and prohibit the utilization of Tree Bank funds to remove trees from City property (Option 2) (as recommended by Planning and Public Works)

Item 16 - Approved the award of a construction contract for the Wahnish Way/Orange Avenue Intersection Improvements (IFB #0106-08-ER-BC) to Jimmy Crowder Excavating and Land Clearing, Inc., low bidder meeting specifications, in the amount of \$418,888 (Option 1 as recommended by Public Works/Engineering Division)

Item 17 - Approved the purchase of five (5) additional buses for the expansion of Florida State University (FSU) bus service off campus, serving the new Osceola Route starting in the Fall of 2008, at a cost of approximately \$140,000 each, totaling \$720,000, from funds already received from the 1998 FSU Campus Development Agreement (Option 1 as recommended by StarMetro)

Item 18 - Approved the award of a five-year contract for farming operations at the City's Southeast and Southwest Wastewater Sprayfields for the period October 1, 2008 to September 30, 2013 (RFP #0083-08-VA-BC) to J. L. Morgan and Sons, Inc., sole bidder also meeting specifications, at a fixed price of \$85 per cultivated acre per year, including 1,913 acres, totaling \$162,605 annually (Option 1 as recommended by Underground Utilities)

Item 19 - Approved the minutes of the following City Commission meeting as distributed (as recommended by the City Treasurer-Clerk/Records Management Office):

April 16, 2008 Regular Target Issues Workshop

**Items 20-27** - By consensus, introduced Ordinances Nos. 08-O-30, 08-Z-31, 08-Z-35, 08-Z-36, 08-Z-39, 08-Z-41, 08-O-46 and 08-O-24, as follows:

Item 20 - Introduced Code Amendment Ordinance No. 08-O-30, which would amend the Land Development Code Development Standards Matrix to disengage the University Transition district and modify standards applicable to the Activity Center district; and set public hearings on the ordinance for June 25 and July 9, 2008 (Option 1 as recommended by Planning)

Item 21 - Introduced Central Urban Southeast Rezoning and Central Urban Southwest Rezoning Ordinance No. 08-Z-31, which would change the zoning classification from the CU Central Urban zoning district to the CU-18 Central Urban 18, CU-26 Central Urban 26, CU-45 Central Urban 45, and OS Open Space Zoning Districts (PRZ #080006), and set public hearings on the ordinance for July 9 and August 27, 2008 (Option 1 as recommended by Planning)

Item 22 - Introduced Hermitage PUD Rezoning Ordinance No. 08-Z-35, which would modify the existing Hermitage Parcel 7 Planned Unit Development (PUD) Concept Plan by revising the current development plan from a 120-unit condominium to a maximum 125-room hotel and 25,000 square-foot retail center, located off Lonnbladh Road and Hermitage Boulevard (PRZ #080009) (applicant/owners: Hermitage Venture, LLC; agent: Moore Bass Consulting, Inc.), and set public hearing on the ordinance for July 9, 2008 (Option 1 as recommended by Planning)

Item 23 - Introduced Pecan Plantation Apartments Phase II Rezoning Ordinance No. 08-Z-36, which would rezone 1.32 acres located on the south side of Pecan Road approximately 700 feet east from the intersection of Mission Road and Pecan Road from R-3 (Single and Two-Family Residential) to MR-1 (Medium Density) (PRZ #080012) (applicant/owner: Veith Construction, Inc.; agent: Parker Consulting Services, Inc.), and set public hearing on the ordinance for July 9, 2008 (Option 1 as recommended by Planning)

Item 24 - Introduced College Park Residences Rezoning Ordinance No. 08-Z-39, which would rezone five parcels totaling 2.2 acres located near the intersection of West Park Avenue, West College Avenue, and Macomb Street from College Park Commons UPUD Urban Planned Unit Development to DI Downtown Institutional/Cultural/University Transition (PRZ #080012) (applicant/owner: College Avenue Investors, LaCharles Apartments, LLC, Steiner and Sons Family, and J. R. Steiner; agent: Poole Engineering & Surveying, Inc.), and set public hearing on the ordinance for July 9, 2008 (Option 1 as recommended by Planning)

Item 25 - Introduced Stadium West Student Housing UPUD Rezoning Ordinance No. 08-Z-41, which would rezone 7.53 acres located at the northeast corner of the intersection of Belle Vue Way and South Lipona Road from UT (University Transition) to UPUD (Urban Planned Unit Development) (PRZ #080013) (applicant: WP South Acquisitions, LLC; agent: Poole Engineering & Surveying, Inc.), and set public hearing on the ordinance for July 9, 2008 (Option 1 as recommended by Planning)

Item 26 - Introduced Comprehensive Plan Amendment Ordinance No. 08-O-46, which would repeal Text Amendment 2007-1-T-020 requiring an updated Schedule of Capital Improvements in the Comprehensive Plan, and set public hearing on the ordinance for 1:30 p.m., on Tuesday, June 17, 2008, at the Joint Tallahassee-Leon County Comprehensive Plan Workshop, scheduled to be held in the Leon County Courthouse Commission Chambers (Option 1 as recommended by Planning)

Item 27 - Introduced SHIP Affordable Housing Advisory Committee Ordinance No. 08-O-24, which would provide for the establishment of an Affordable Housing Advisory Committee to recommend monetary and non-monetary incentives for affordable housing in the form of a triennial report to the City Commission for approval, as required by State Housing Initiatives Partnership (SHIP) Rule and Statute, and set public hearing on the ordinance for June 25, 2008, at 6:00 p.m. in the City Commission Chambers (Option 1 as recommended by Neighborhood & Community Services [NCS])

**Item 8** (moved from the Consent Agenda) - Held a public hearing and voted 4-0 (Commissioner Katz absent) to adopt Ordinance No. 08-O-38AA, introduced on May 14, 2008, creating a \$7 traffic violation surcharge that would go to the City's general fund and to the School Crossing Guard Program; after voting 4-0 (Commissioner Katz absent) to reconsider a prior motion passed on a 4-0 (Commissioner Katz absent) vote to adopt the ordinance creating a \$5 traffic violation surcharge that would go to the City's general fund (brought forward by the Department of Management & Administration [DMA])

There were no speakers on this item.

**Item 9** (moved from the Consent Agenda) - Held a public hearing and voted 0-4 (Commissioner Katz absent) denying a motion to adopt Ordinance No. 08-O-37, introduced on May 14, 2008, which would have created a \$2 parking violation surcharge dedicated to the School Crossing Guard Program (brought forward by the Department of Management & Administration [DMA])

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

- Mr. Al Pasini, representing the Downtown Improvement Authority (DIA), 111 South Monroe Street (opponent)
- Ms. Jenny Wells, representing the Downtown Merchants and Business Association (DMBA), 222 East College Avenue (opponent)
- Ms. Susan Stratton, representing the DMBA, 964 Rosebay Court (opponent)
- Mr. Jim Schalow, 212 South Monroe Street, Treasurer of DMBA (opponent)

Requested that the staff undertake a comprehensive review of the metering issue and obtain information on how other cities address the impact of metering on their downtown

**Item 28** - Received a presentation by City Lobbyists Ron Book and Sean Pittman on the End of Session Report on the City's successes and challenges during the 2008 Legislative Session (brought forward by the Office of the Mayor)

**Item 29** - Voted 5-0 to authorize an expenditure of up to \$150,000 for the purchase, permitting and associated costs of installing a crematorium at the Tallahassee-Leon Community Animal Service Center; authorize the supplemental appropriation of \$70,000 from the Solid Waste Rate Stabilization Fund, to be repaid from Parks and Recreation and Neighborhood Affairs (General Fund) and authorize receipt and expenditure of reimbursement from Leon county for its portion, estimated at \$50,000, to be deposited in Project 07161

(Animal Cremation System) as a reimbursement to the Solid Waste Rate Stabilization Fund (Option 1 as recommended by Parks and Recreation and Neighborhood Affairs)

**Item 30** - Voted 5-0 to accept funding from the U.S. Marshals Service, U.S. Drug Enforcement Administration, Florida Department of Law Enforcement, Florida Department of Agriculture, and Thirty Five Days, Inc. to reimburse Police overtime expenditures and support TPD operations for task force and special events (Option 1 as recommended by TPD)

**Item 31** - Voted 5-0 to approve the selection and ranking for the award of contract for the supply and delivery of a Membrane Bioreactor (MBR) system at the Lake Bradford Road Wastewater Treatment Plant (RFP #0015-08-KR-RC); authorize the City Manager to negotiate and enter into a contract with General Electric Water & Process Technologies, the first-ranked proposer, in an amount not to exceed \$6,075,228, in accordance with their proposal; authorize the City Manager to approve non-scope change orders to the construction contract in an amount not to exceed \$600,000; and authorize the City Manager to attempt contract negotiations with the second-ranked firm, Siemens Water Technologies, if an agreement could not be reached on a satisfactory contract with the first-ranked proposer (Option 1 as recommended by Underground Utilities)

**Item 32** - Received a status report on the mission and programs of the Department of Environmental Policy and Energy Resources, and the Demand Side Management Project (brought forward by Environmental Policy and Energy Resources, and Energy Services)

Discussed the community's carbon footprint and moving forward more expeditiously with the City's green initiatives

**Item 33** - Voted 4-0 (Commissioner Katz absent) to approve the formalization of a project team and move forward with a request for proposal to hire a project manager to design a new joint dispatch facility for the Tallahassee-Leon County Joint Communications Center (Option 1 as recommended by Information Systems Services [ISS] and Public Works)

**Item 34** - Held a public hearing and voted 4-0 (Commissioner Katz absent) to adopt Ordinance No. 08-O-28, introduced on May 14, 2008, providing for the voluntary annexation of approximately six (6) acres located on three parcels on Capital Circle Southeast and Monday Road, as petitioned by the owner, Ronald R. Kelly, of Kelly Brothers Sheet Metal, Inc. (Option 1 as recommended by the Office of the Mayor)

There were no speakers on this item.

**Item 35** - Held the first of two public hearings on Ordinance No. 08-O-19, introduced on May 14, 2008, which would implement the Providence Neighborhood Overlay (PNO) to properties zoned Central Urban within the Providence Neighborhood, and limit allowed uses within the PNO; and announced the second and final public hearing scheduled for July 9, 2008 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 36** - Held the first of two public hearings on Ordinance No. 08-Z-20, introduced on May 14, 2008, which would rezone the Providence Neighborhood from CU Central Urban to CU-18 Central Urban 18 and CU-45 Central Urban 45; and announced the second and final public hearing scheduled for July 9, 2008 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 37 (moved from Public Hearings)** - By consensus, continued action to June 4, 2008, on Ordinance No. 08-Z-21, introduced on April 9, 2008, with action previously continued from the public hearing held on April 23, 2008; this ordinance would rezone a site located on the south side of Ridge Road approximately 2,600 feet west of Crawfordville Highway, from R-3 (Single and Two-Family Residential) to R-4 (Urban Density) (RZ #080004) (agent: Synergy Design and Engineering, Inc.) (brought forward by Planning)

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

- Mr. Keith Griffin, 4170 Ridge Haven Road, representing the Wilson Green Neighborhood Association (opponent)
- Mr. Scott Seckinger, representing Southport Financial Services, Inc., 2430 Estencia Blvd., Suite 101, Clearwater, FL 33761 (proponent)

Directed staff to provide a report on how to address the current high crime rates in the Wilson-Green/Ridge Road area

**Item 38** - Held a public hearing on Ordinance No. 08-Z-22, introduced on April 9, 2008, and continued from the public hearing held April 23, 2008, which would have rezoned 1.21 acres at the northwest corner of East Park Avenue and Magnolia Drive from OR-3 (Office Residential) to C-2 (General Commercial) (RZ #080005) (applicants/owners: PESCO Inc., Public Employees SC, and Ben F. Betts, Jr.; agent: Canter Group Planning and Design); by consensus, continued the public hearing to August 20, 2008 (brought forward by Planning)

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

- Mr. David W. Pichard, 1123 Hays Street (opponent)
- Ms. Patricia E. Gritta, 1108 Hays Street (opponent)
- Mr. Jim Canter, AICP, President of Canter Group Planning and Design, representing Morning Star properties, 2065 Thomasville Road (proponent)
- Mr. Francis Rentz, 2065 Thomasville Road (applicant/proponent)
- Ms. Madalyn Barton, 1126 Hays Street, representing the Smith Subdivision (opponent)
- Mr. Collin Cherry, 1114 East Park Avenue (opponent)

**Item 39** - Held a public hearing and voted 0-4 (Commissioner Katz absent) denying the adoption of Ordinance No. 08-O-34, introduced on May 14, 2008, which would have abandoned an approximate 150-foot paved portion of Genevieve Park Drive right-of-way, measured from the easterly edge of the Brush Hill Road right-of-way, based on the findings of the Planning Commission (Option 1 as recommended by Planning)

There were no speakers on this item.

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### **Unagendaed Speakers**

The following persons appeared before the Commission and expressed concern with the planned construction of transitional cottages in the Carolina Oaks area of Frenchtown, and the impact of numerous existing rehabilitative type facilities already surrounding Carolina Oaks:

- Ms. Annie S. Harris, 436 West Georgia Street, representing the Carolina Oaks Homeowners and Residence Area of Frenchtown
- Mr. Richard Dusenbury, 439 West Georgia Street, representing the Carolina Oaks Homeowners' Association
- Mr. Taylor Bodoh, 608 North Martin Luther King Boulevard, representing Carolina Oaks
- Ms. Valerie S. Bowers, 432 West Carolina Street, representing Carolina Oaks

- Mr. Kevin J. Koelimij, President of the Angels' Arch- Recovery Solutions, Inc. (TAARS, Inc.), 2225 Amelia Circle, appeared before the Commission and urged support for the community Judiciary and drug courts.

The Commission directed staff to provide a summary report on the issue of existing rehabilitative facilities in the Carolina Oaks area of Frenchtown and plans to build transitional cottages in the area, and a land use and zoning map of the area.

Information and Sharing of Ideas: Mayor Marks announced that he would be out of town the following week on a sister city trade mission with Florida A & M University representatives to Ghana.

CTC:RM:ecg:05-29-08

### City Commission Meeting Summary - June 4, 2008

The City Commission met in special session and took the following action (with Mayor Marks being absent):

Voted 1-2 (Commissioners Katz and Gillum opposed, Commissioner Mustian abstained and Mayor Marks was absent) denying a motion to adopt Ordinance No. 08-Z-21, thereby retaining the existing R-3 (Single and Two-Family Residential) zoning district on a site located on the south side of Ridge Road approximately 2,600 feet west of Crawfordville Highway, based on the findings of the Planning Commission (Option 1 as recommended by Planning) [This ordinance was introduced on April 9, 2008, and action was previously continued from the public hearing held on April 23, 2008, and again continued from May 28, 2008. If approved, the ordinance would have rezoned the site to MR-1 (Medium Density Residential) (agent: Synergy Design and Engineering, Inc.).]

Held a workshop on the proposed Cycle 2008-1 Amendments to the Tallahassee-Leon County Comprehensive Plan, taking a tentative position on the amendments as follows:

#### Proposed Cycle 2008-1 Amendments to the Tallahassee-Leon County Joint Comp Plan

Item #	Amendment To:	Nature of Proposed Amendment	City Tentative Position
PCM080101	FUTURE LAND USE MAP (Northwest corner of Mahan Drive & Dempsey Mayo Road)	From: Residential Corridor To: Residential Corridor Node 5.44 Ac.	Voted 4-0 to approve
PCM080102	FUTURE LAND USE MAP (North side of Mahan Drive, 235 feet west of Thornton Road.)	From: Residential Corridor To: Residential Corridor Node 1.70 Ac.	Voted 4-0 to approve
PCM080103	FUTURE LAND USE MAP (Southeast corner of Bradfordville Road and Velda Dairy Road)	From: Residential Preservation To: Bradfordville Mixed Use 1.22 Ac.	Voted 4-0 to deny
PCM080104	FUTURE LAND USE MAP	From: Rural To: Urban Fringe	Voted 4-0 to deny



	(South side of Mahan Drive, approximately 3/10 mile east of its intersection with Wadesboro Road)	509.23 Ac.	
PCM080105	FUTURE LAND USE MAP (West Tennessee Street and Dixie Drive)	From: Suburban To: University Transition 7.7 Ac.	Voted 4-0 to approve
PCM080106	FUTURE LAND USE MAP (East side of Spring Hill Road, the south side of Mill Street and lying 216 feet north of Orange Avenue)	From: Central Urban To: Recreation/Open Space 4.44 Ac.	Voted 4-0 to approve
PCM080107	FUTURE LAND USE MAP (Northwest corner of Tharpe Street and Meridian Road)	From: Residential Preservation To: Suburban 3.93 acres	Voted 4-0 to approve
PCM080108	FUTURE LAND USE MAP (North side Orange Avenue between Wahnish Way & Pasco Street)	From: Residential Preservation To: Suburban & Government Operational 1.84 acres	Voted 4-0 to approve
PCM080109	FUTURE LAND USE MAP (Villas Court Subdivision â€ East side of Dellwood Drive)	From: Residential Preservation To: Urban Residential 5.51 acres	Voted 4-0 to approve
PCT080110	TEXT AMENDMENT	Glossary Changes to definition of Floodway/Floodplain	Voted 4-0 to approve
PCT080111	TEXT AMENDMENT	Transportation Element Update Roadway Functional Classification Maps (changing function of several roadways within and adjacent to Cascades Park)	Voted 4-0 to approve
PCT080112	TEXT AMENDMENT	Land Use Element Deletes intersection with Capital Circle from Southeast Section Plan Capital Circle Access Points Map	Concurred to defer
PCT080113 withdrawn	TEXT AMENDMENT	Capital Improvements Element Annual Update	Withdrawn
PCT080114	TEXT AMENDMENT (EAR BASED)	Land Use, Conservation, & Intergovernmental Coordination Elements & Glossary Hazard	Voted 4-0 to approve

		Mitigation	
PCT080115	TEXT AMENDMENT (EAR BASED)	Land Use Element Residential Preservation Category Description	Concurred to defer Requested that the staff bring back graphics/line drawings to provide clarification of the amendment and its impacts
PCT080116	TEXT AMENDMENT (EAR BASED)	Parks & Recreation Element Plan horizon update on Open Space	Voted 4-0 to approve
PCT080117	TEXT AMENDMENT (EAR BASED)	Land Use & Conservation Elements & Glossary Protect quality & quantity of water in the Floridan Aquifer and its discharge at Wakulla Springs	Concurred to defer
PCT080118	TEXT AMENDMENT (EAR BASED)	Housing Elements Creation of a joint Housing Element; Objectives addressing housing needs, sites for affordable housing & economic solutions to affordable housing.	To be discussed at the June 10th Target Issues Workshop
PCT080119	TEXT AMENDMENT (EAR BASED)	Transportation Element	Voted 4-0 to approve

Received a brief update on the status of the establishment of a Transportation Impact Fee in the unincorporated area, and discussed the potential of decoupling Concurrency Fees from Impact Fees

Requested a report on any impacts from not having a connector road to the new FSU Intramural Fields, and information on any before and after traffic counts

For future reference, Mayor Pro Tem Katz encouraged the memorialization and sharing of understandings arrived at through discussions.

Commended Ms. Cherie Horne, Planner, for her outstanding work on Amendment 080119, relative to multimodal transportation issues, which had received statewide and national recognition.

Confirmed a Joint City-County Commission Workshop on the Cycle 2008-1 Amendments scheduled for June 17, 2008, at 1:30 p.m., in the Leon County Courthouse Commission Chambers, and a Joint City-County Commission Public Hearing on the Transmittal of the Cycle 2008-1 Amendments scheduled for July 2, 2008, at 6:00 p.m., in the City Hall Commission Chambers.

CTC:RM:ecg:06-06-08

#### City Commission Meeting Summary - June 17, 2008

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 Katz and County Commissioner Rackleff absent):

The City Commission held the first and only public hearing on City Ordinance No. 08-O-46, and voted 4-1 (Commissioner Katz absent) to adopt the ordinance, repealing Section 7 of Ordinance No. 07-O-20, which had approved Text Amendment 2007-1-T-020, providing for an annual update of the City's Schedule of Capital Improvements in the Comprehensive Plan (Option 1 as recommended by Planning)

There were no speakers on this item.

Held a Joint City-County Commission workshop discussion on the proposed Cycle 2008-1 Amendments to the Comprehensive Plan, summarized with the City and County Commissions' tentative positions as follows:

Proposed Cycle 2008-1 Amendments to the Joint Comp Plan			
Item #	Amendment To:	Nature of Proposed Amendment	Tentative Positions
PCM080101	FUTURE LAND USE MAP (Northwest corner of Mahan Drive & Dempsey Mayo Road)	From: Residential Corridor To: Residential Corridor Node 5.44 Ac.	City - Approve as Modified County - Approve as modified
PCM080102	FUTURE LAND USE MAP (North side of Mahan Drive, 235 feet west of Thornton Road.)	From: Residential Corridor To: Residential Corridor Node 21 Ac. (expanded to include additional properties)	City - Approve as Modified County - Approve as modified
PCM080103	FUTURE LAND USE MAP (Southeast corner of Bradfordville Road and Velda Dairy Road)	From: Residential Preservation To: Bradfordville Mixed Use 1.22 Ac.	City - Deny County - Deny
PCM080104	FUTURE LAND USE MAP (South side of Mahan Drive, approximately 3/10 mile east of its intersection with Wadesboro Road)	From: Rural To: Urban Fringe 509.23 Ac.	City - Deny County - Deny
PCM080105	FUTURE LAND USE MAP (West Tennessee Street and Dixie Drive)	From: Suburban To: University Transition 7.7 Ac.	City - Approve County - Approve
PCM080106	FUTURE LAND USE MAP (East side of Spring Hill Road, the south side of Mill Street and lying 216 feet north of Orange Avenue)	From: Central Urban To: Recreation/Open Space 4.44 Ac.	City - Approve County - Approve
PCM080107	FUTURE LAND USE MAP	From: Residential Preservation To: Suburban	City - Approve County - Approve

(Northwest corner of  
 Tharpe Street and  
 Meridian Road) 3.93 acres

PCM080108	FUTURE LAND USE MAP (North side Orange Avenue between Wahnish Way & Pasco Street)	From: Residential Preservation To: Suburban & Government Operational 1.84 acres	City - Approve (rezone Government/Operational properties to OS Open Space) County - Approve
PCM080109	FUTURE LAND USE MAP (Villas Court Subdivision - East side of Dellwood Drive)	From: Residential Preservation To: Urban Residential 5.51 acres	City - Approve County - Approve
PCT080110	TEXT AMENDMENT	Glossary Changes to definition of Floodway/Floodplain	City - Approve County - Approve
PCT080111	TEXT AMENDMENT	Transportation Element Update Roadway Functional Classification Maps (changing function of several roadways within and adjacent to Cascades Park)	City - Approve County - Approve
PCT080112	TEXT AMENDMENT	Land Use Element Deletes intersection with Capital Circle from Southeast Section Plan Capital Circle Access Points Map and moves it to Capital Circle South, and updates SE Functional Classification Map	City - Deferred County - Approve
PCT080113	TEXT AMENDMENT	Capital Improvements Element Annual Update	Withdrawn by staff
PCT080114	TEXT AMENDMENT (EAR BASED)	Land Use, Conservation, & Intergovernmental Coordination Elements & Glossary Proposed text amendment pertaining to hazard mitigation	City - Approve as modified County - Approve as modified
PCT080115	TEXT AMENDMENT (EAR BASED)	Land Use Element Residential Preservation Category Description	City - Deferred County - Deferred
PCT080116	TEXT AMENDMENT (EAR BASED)	Parks & Recreation Element Plan horizon update on Open Space	City - Approve County - Approve
PCT080117	TEXT AMENDMENT (EAR BASED)	Land Use & Conservation Elements & Glossary Protect quality & quantity of water in the Floridan Aquifer and it's discharge at Wakulla Springs	City - Deferred County - Approve as modified
PCT080118	TEXT AMENDMENT	Housing Elements	City - Deferred

	(EAR BASED)	Creation of a joint Housing Element; objectives addressing housing needs, sites for affordable housing & economic solutions to affordable housing.	County - Deferred
PCT080119	TEXT AMENDMENT (EAR BASED)	Transportation Element Proposed text amendment creating a Multimodal Transportation District	City - Approve County - Approve as modified

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**Took action on the Consent Items**

The County Commission voted 6-0 (County Commissioner Rackleff absent) to pull Map Amendment PCM 080104 from the Consent Items for discussion.

The County Commission voted 5-1 (County Commissioner Thaelle opposed) (County Commissioner Rackleff absent) to approve the County's tentative positions as presented on the remaining Consent Items, including Map Amendments PCM 080101-080103, 080105-10, and Text Amendments PCT 080111, 080114 and 080116.

The County Commission voted 5-1 (County Commissioner Thaelle opposed) (County Commissioner Rackleff absent) to approve PCM 080104.

The City Commission voted 4-0 (Commissioner Katz absent) to approve the City's tentative positions presented in the Consent Items, including Map Amendments PCM 080101-080110 and Text Amendments PCT 080111, 080114 and 080116.

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**Discussion Items**

**Text Amendment PCT 080112**

The County Commission voted 6-0 (County Commissioner Rackleff absent) to approve Text Amendment PCT 080112 as modified.

The City Commission voted 4-0 (Commissioner Katz absent) on a like motion.

**Text Amendment PCT 080115**

The County Commission and the City Commission concurred to defer taking a position on Text Amendment PCT 080115 to the transmittal hearing in order to allow an opportunity for the staff to review with the Commissioners some modifications that had been developed by Planning staff and the Council of Neighborhood Associations (CONA).

**Text Amendment PCT 080117**

The City Commission voted 4-0 (Commissioner Katz absent) to approve Text Amendment PCT 080117.

The County Commission concurred in confirming its prior position of approving this amendment as modified.

The City and County Commission requested that the staff schedule presentations on the language regarding the Responsible Management Entity (RME) and the use of a RME.

### **Text Amendment PCT 080118**

The County Commission voted 6-0 (County Commissioner Rackleff absent) to approve EAR-based Text Amendment PCT 080118

The City Commission concurred to defer taking a position on this amendment pending a scheduled discussion at its Target Issue Workshop on June 18, 2008, and City Commissioner Mustian requested a copy of the County's Proposed Housing Element.

### **Text Amendment PCT 080119**

Discussed a Project Priority List, which had been prepared and distributed with the agenda, subsequent to the Commissions taking their tentative positions to approve Text Amendment PCT 080119.

City Commissioner Gillum suggested that consideration be given to including at the top of the priority a line item for multimodal bikes and pedestrians with a designated amount that would always be priority number 1 so that those funds would be in place to accomplish some projects.

County Commissioner Proctor requested that Planning staff follow-up with a status report on the construction of sidewalks on Palmer Avenue.

**Next Meeting:** Planning staff announced a Joint City-County Commission Public Hearing was scheduled for July 2, 2008, on the transmittal of the approved Cycle 2008-1 Comprehensive Plan Amendments to the Florida Department of Community Affairs (FDCA) for state consistency review.

CTC:RM:ecg

## **City Commission Meeting Summary - June 18, 2008**

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

Recognized and commended City Auditor Sam McCall on receiving the highest award of the Association of Government Accountants, the Robert W. King Memorial Award for Distinguished Service as a member of the Association

**Item 1** - Received the presentation of 2008 Tallahassee Leon Historic Preservation Awards recognizing the rehabilitation of the Old City Waterworks Building and the Los Robles Gate, presented by Mr. Mike Wing, Executive Director of the Tallahassee Trust for Historic Preservation, and Ms. Ann Bidlingmaier, President of the Florida Heritage Foundation; and the 2008 Annual Statewide Preservation Award for Meritorious Achievement recognizing the Old City Waterworks Building, presented by Mr. Mark Tarmey, Board President of the Florida Trust for Historic Preservation

Also appearing before the Commission relative to this item were Mr. Randy Lewis, the architect, and Ms. Debra Jean Bass, the contractor, for the Waterworks project; Mr. James Rogers, the contractor, for the Los Robles Gate project; Mr. David Ferro, historical consultant for both projects; Ms. Alissa Slade, Grant Coordinator for the Florida Department of State Division of Historical Resources; representatives of the Los Robles Neighborhood Association; and members of City staff who were responsible for the management, design and implementation of these projects, including Michael

Parker, Gabe Menendez, Tim Lefstead, David Elsperman, Rick McCraw, Tony Murray, Jane Clark and Eve Williams.

Mayor Marks recognized and thanked the staff and consultants involved with the projects; and, on behalf of the City, accepted the awards with appreciation.

**Item 2** - Received the presentation of an award, presented by United Way Director Ken Armstrong, to the City Commission in recognition of the City of Tallahassee's 2008 support of the United Way (brought forward by the Office of the Mayor)

**Item 3** - Mayor Marks presented a proclamation recognizing and expressing appreciation to the volunteers participating in the Neighborhood Scout Program in partnership with the Code Enforcement Division of the Department of Economic and Community Development

**Items 4-5 and 7-19** - Voted 4-0 (Commissioner Katz absent) to approve the staff's recommendations presented in Consent Agenda Items 4-5 and 7-19, taking the following action:

Item 4 - Adopted Resolution No. 08-R-16, approving execution of a Joint Participation Agreement (JPA) with Florida Department of Transportation (FDOT) for FDOT Project #40586519401, and approved amendment of City Airport Entrance/Access Road Improvements Project #0100171 to add \$30,000 of FDOT funds and the City's match of \$30,000 from Airport RR&I funds (Option 1 as recommended by Aviation)

Item 5 - Authorized staff to negotiate and execute a second amendment to the Airport T-Hangar Agreement with Flightline Development Corporation to complete Phase II T-hangar build-out and provide \$600,000 of FDOT matching funds, subject to FDOT's approval of the Amendment - allowing Flightline and the Airport to fulfill Phase II obligations under the Agreement to meet the demand for additional T-hangars (Option 1 as recommended by Aviation)

Item 6 - PULLED FROM CONSENT FOR DISCUSSION was a recommendation on the management and operation of parking services at the Airport (brought forward by Aviation) - SEE BELOW

Item 7 - Approved the award of a four-year term contract for Testing, Maintenance and Design/Build Fire Suppression Systems (sprinkler systems) for the City Electric Utility's power plants (IFB #0122-08-RM-TC) to Simplex Grinnell, low bidder meeting specifications, for an estimated cost of \$160,000 over the four years of the contract (Option 1 as recommended by Electric Utility)

Item 8 - Approved the award of a four-year term contract for Contract Labor Maintenance Services for the City's electric generating stations (IFB #0112-08-RM-TC) to BIS Frucon Industrial Services, Inc., low bidder meeting specifications, and authorized staff to enter into a contract for a period of four years from the date of contract execution, for an estimated cost of \$1,250,000 over the four years (Option 1 as recommended by Electric Utility)

Item 9 - Approved the award of a three-year term contract for Inspection and Maintenance of Overhead Cranes utilized on various equipment at the City's power plants (IFB #0109-08-RM-TC) to National Crane Services, Inc., low bidder meeting specifications, and authorized staff to enter into a contract for a period of three years from the date of contract execution, for an estimated

cost of \$300,000 over the three years (Option 1 as recommended by Electric Utility)

Item 10 - Approved the award of a three-year term contract for Insulation Contractor Services at the electric generating stations (IFB #0110-08-RM-TC) to Unitherm, Inc. and Capital Insulation, Inc., and authorized staff to enter into a contract with both companies for a period of three years from the date of contract execution, for an estimated cost of \$300,000 over the three years (Option 1 as recommended by Electric Utility)

Item 11 - Ratified the City Manager's emergency authorization to process a change order, in the amount of \$30,000, to Purchase Order #0001027730 with Technical Diagnostic Services, to cover additional Instrument and Controls Technical Field Support needed for the commissioning and start-up activities of the Hopkins Unit 2 Repowering Project, for a revised total purchase order amount of \$78,000 (Option 1 as recommended by Electric Utility)

Item 12 - Approved Task Order #07-152-1 to Ampirical Solutions for engineering services for the proposed 230 kV transmission line from Line #31 to Substation BP5, in an amount not to exceed \$275,000 (Option 1 as recommended by Electric Utility)

Item 13 - Approved the recommended ranking of the Selection Committee and authorized staff to negotiate contracts for consulting engineering/architecture services with all three of the vendors -- Mactec, TLC Engineering, and Med-HVAC, Inc. -- to support the City's Commercial Energy Efficiency Programs for the duration of the five-year Demand-Side Management (DSM) Plan (through FY2012), with options for two one-year extensions, at an estimated cost of \$400,000 over the contract terms through FY2012 (Option 1 as recommended by Energy Services)

Item 14 - Approved the award of a contract for the completion of Direct Digital Control (DDC) conversion on the first floor of City Hall to Honeywell International, Inc., sole-source provider, in the amount of \$84,757; authorized the transfer of \$54,757 from Building Services Project #08028 to Honeywell Project #03005 (Option 1 as recommended by the Assistant to the City Manager)

Item 15 - Approved the award of a construction contract for the Traffic Signal Upgrade for Hi Lo Way/Mahan Drive Project (Bid #0125-08-ER-BC) to Ingram Signalization, Inc. sole bidder meeting specifications, in the amount of \$125,000 (Option 1 as recommended by Public Works/Engineering)

Item 16 - Approved the Piney Z Phase 12 subdivision plat, located on 6.69 acres, subdivided into 20 lots, bounded on the north by Piney Village Loop, on the south by Conner Boulevard and Heritage Park Boulevard, on the east by Piney Z Phase 1, and on the west by Piney Z Phase 7-B, planned for development as single-family residential by Piney-Z Land Company, LLC, with Gary Zins as a Managing Member (as recommended by Public Works/Engineering)

Item 17 - Approved the award of contract for the supply of traffic signal poles to Graybar Electric Supply Inc. of Pensacola, low bidder meeting specifications, in the amount of \$87,405 (Option 1 as recommended by Public Works)



Item 17.1 - PULLED FROM CONSENT an item relating to a Joint Project Agreement (JPA) with the Florida Department of Transportation (FDOT) to upgrade the State's traffic signals within the City limits (brought forward by Public Works/Traffic Engineering) - MOVED TO POLICY FORMATION AND DIRECTION

Item 18 - Approved the 2009 Transit Development Plan Minor Update, which allows the City's transit system to continue providing service and offsets the use of City funds (Option 1 as recommended by StarMetro)

Item 19 - Approved the minutes of the April 23, 2008, Regular City Commission Meeting, as distributed (as recommended by the City Treasurer-Clerk/Records Management)

**Item 6 (pulled from Consent)** - Voted 4-0 (Commissioner Katz absent) to approve the Selection Committee ranking and authorized staff to negotiate and enter into an agreement with Republic Parking, the number one ranked parking firm, for the management and operation of parking services at the Airport - for a five-year term with one five-year extension option, with the renewal to be brought back to the Commission (Option 1 as recommended by Aviation as amended).

**Items 20-24** - By consensus, introduced Ordinances Nos. 08-O-47, 08-O-48, 08-O-49, 08-O-50 and an ordinance modification to Land Development Code Section 5-56 Environmental Management Permit and Section 5-57 General Permit Agreement, as recommended:

Item 20 was a staff recommendation to introduce Ordinance No. 08-O-47, which would adopt Small Scale Comprehensive Plan Amendment PCM 0080106, changing the future land use map designation on 4.44 acres located near the intersection of Orange Avenue and Springhill Road from Central Urban to Recreation/Open Space; and set the ordinance for public hearing on July 2, 2008 (Option 1 as recommended by Planning).

Item 21 was a staff recommendation to introduce Ordinance No. 08-O-48, which would adopt Small Scale Comprehensive Plan Amendment PCM 0080109, changing the future land use map designation on 5.51 acres located in the Villas Court Subdivision, west of the north end of Dellwood Drive and including properties on Villas Court North and Villas Court South, from Residential Preservation to urban Residential maintaining the current Residence 3 zoning; and set the ordinance for public hearing on July 2, 2008 (Option 1 as recommended by Planning).

Item 22 was a staff recommendation to introduce Ordinance No. 08-O-49, which would increase fees for trespass and rotation wrecker towing of vehicles, and set the ordinance for public hearing on July 9, 2008 (Option 1 as recommended by the City Attorney)

Item 23 was a staff recommendation to introduce Ordinance No. 08-O-50, which would increase taxi cab maximum rates, and set public hearing on the ordinance for July 9, 2008 (Option 1 as recommended by the City Attorney)

Item 24 was a staff recommendation to introduce an ordinance modification to Land Development Code (Article III. Review and Inspection Process) Section 5-56 Environmental Management Permit and Section 5-57 General Permit, as presented, and set the first and only public hearing for July 9, 2008 (Option 1 as recommended by Public Works/Streets & Drainage)

Requested that the staff bring back information on the methodology for setting annual increases in the towing ordinance

**Item 17.1** - Voted 4-0 (Commissioner Katz absent) to authorize the City Manager to execute a Joint Project Agreement (JPA) with the Florida Department of Transportation (FDOT) to upgrade the State's traffic signals within the City limits on a cost reimbursable basis, up to \$400,000 (Option 1 as recommended by Public Works/Traffic Engineering)

**Item 25** - Voted 3-1 (Commissioner Lightsey opposed and Commissioner Katz absent) to authorize the City Manager to execute a JPA with FDOT to administer the design and construction of the Regional Transportation Management Center (RTMC), the telecommunication infrastructure component of the Freeway (I-10) Incident Management System (FMS), and the interface of FDOT's License Plate Reader (LPR) project with the RTMC, and a subsequent Maintenance and Compensation Agreement for the FMS, as presented - for an estimated total capital investment for the RTMC construction of \$8,347,080 reimbursable over a five-year period from FY2009 to FY2013 (Option 1 as recommended by Public Works/Traffic Engineering)

Mr. Bert Johnson, a Project Manager with FDOT, appeared before the Commission relative to this item.

**Item 26** - Voted 4-0 (Commissioner Katz absent) to approve a five-year sunset review of the City's "Local Option Relocation Policy" -- City Commission Policy 1100 Permanent Relocation and City Commission policy 1101 Temporary Relocation -- addressing the needs of low to moderate income residents displaced as the result of a natural disaster or emergency situations, and continuing the policies for another five-year period, with proposed changes to save program funds by extending time limits for temporary lodging to help avoid longer-term costs for rental housing (Option 1 as recommended by Economic & Community Development)

**Item 27** - Voted 4-0 (Commissioner Katz absent) to approve the application, execution and administration of funding from a 2006 Federal Transit Administration (FTA) Section 5307 grant in the amount of \$198,034, allowing the City and StarMetro to apply for and administer this federal program as the designated recipient for Job Access and Reverse Commute (JARC) and New Freedom Program (NFP) funding, and to take advantage of federal funding already allocated and listed on the Federal Register for the purpose of supporting public transit in the region -- an opportunity for 2006 FTA funding that was scheduled to expire on June 20, 2008 (Option 1 as recommended by StarMetro)

Gadsden County Commissioner Brenda Hogg appeared before the Commission and expressed appreciation for a favorable decision on this item. She also thanked the Director and staff of StarMetro for the help this item would provide the citizens.

**Item 28** - Voted 3-1 (Commissioner Mustian opposed and Commissioner Katz absent) to adopt Ordinance No. 08-O-23AA, introduced on April 9, 2008, with the public hearing held on April 23, 2008, at which time the public hearing was closed and action on the ordinance was continued, providing protection of water quality by requiring the removal and proper disposal of animal fecal matter in public places, as further amended to be imposed in all public parks and public recreation areas; a prior vote on a motion to adopt the ordinance without the additional amendment had failed on a 2-2 vote (Commissioners Marks and Mustian opposed, and Commissioner Katz absent) (brought forward by the City Attorney)

**Item 29** - Received a Power Point presentation and voted 4-0 (Commissioner Katz absent) to approve the selection committee's recommendation on vendor proposals to provide third-party remote in-person utility payment services (RFP #0093-08-KR-RC), and authorize the City Treasurer-Clerk to enter into a contract with IPP of America, the top-ranked vendor, for an annual cost of approximately \$60,000 to \$80,000 for a fully implemented remote payment

option, with annual savings of \$70,000 projected beginning in FY2010, and with annual savings ultimately expected to exceed \$298,000 upon closure of the drive-in payment center

**Item 30** - Voted 4-0 (Commissioner Katz absent) to approve a reduction of the administration fee from \$2.10 per trip to \$1.38 per trip for a one-year period (July 1, 2008 through June 30, 2009), providing \$31,003 needed to continue using Sessaly Rose Transit, the current contractor providing APD (medwaiver) services and StarMetro's ability to continue including that program in the coordination of all transportation for Leon County's transportation disadvantaged population as the Community Transportation program Agency for persons with disabilities - this will cause a corresponding loss in revenue to the City but would allow the City time to work with APD to increase the reimbursement rate or develop a plan for the loss of this program to the total system (Option 1 as recommended by StarMetro)

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## **Target Issue Committee Updates**

### **Long Range Planning**

Commissioner Gillum provided updates on StarMetro, including service agreements with Florida A & M University and Florida State University, the vehicle simulator project, solar panel upgrades, new shelters and a Regional Mobility Plan/Transit Development Plan; the Inclusionary Housing Ordinance, which would be brought back for a report in two weeks; the failure of The Shelter to collect data to meet federal guidelines and be included in HUD's Fourth Year Annual Action Plan for FY2008-09; discussions with FDOT regarding the safety of pedestrians crossing West Tennessee Street; and the Committee's rejection of a Code Enforcement Rehabilitation Fund based on the current budget situation.

### **Financial Viability**

Commissioner Mustian reported the likelihood of needing to make another adjustment to customers' utilities billing in the fall to cover undercharges for fuel costs; and he reported that he and Commissioner Katz had been impressed with the Fleet Operation in that a large portion of that operation was already outsourced and a number of vendors had people working in the City's facility. He also reported that after studying three months of data, they were pleased to find relatively substantial travel and training reductions.

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

Mayor Marks reported that he had attended a groundbreaking for the Capital Circle Office Complex (CCOC), a \$100 million project anticipated to be an impressive green building.

Unagendaed Speaker - Mr. Mike M. Caffelt, 4832 Jackson Cove Road, representing taxi cab drivers, appeared before the Commission and urged some controls on the rate increases that were allowed to ensure the increases went towards fuel costs.

CTC:RM:ecg:06-20-08

## **City Commission Meeting Summary - June 18, 2008**

The City Commission met in regular target issues workshop session and took the following action (with Commissioner Katz absent):

**Item 1** - Received a Power Point presentation and discussed proposed Housing Element EAR-based amendments to the Comprehensive Plan, which would be part of the Cycle 2008-1 Comprehensive Plan Amendments process (brought forward by Planning)

Suggested that staff revise the language in the Comprehensive Plan that the City Commission would "budget as recommended by Neighborhood &

Community Services", both regarding homelessness and capitalizing affordable housing trust fund

Requested a reaction from staff relating to the downpayment assistance provided for homeownership being lost if the property was foreclosed

Requested that staff pursue possible changes relating to the location of mobile home parks in the City within the boundaries of the law

Suggested a point system for prioritizing to meet the greatest need and using local funds to leverage state and other funding

Requested that staff closely monitor progress in meeting the affordable housing and inclusionary housing goals

Requested some analysis of downpayment assistance loans over the past five years that would include data on foreclosures

**Item 2** - Received a Power Point presentation update on current activity related to Gaines Street redevelopment (brought forward by Economic & Community Development)

CTC:RM:ecg:06-20-08

#### City Commission Meeting Summary - June 25, 2008

The City Commission met in regular session and took the following action (with Commissioner Katz participating by telephone):

**Items 1-3, 5-10 and 13-16** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 1-3, 5-10 and 13-16, taking the following action:

Item 1 - Approved the reappointment of Kathleen Brothers to serve on the City's Audit Committee to a term expiring June 2011 (as recommended by the Mayor)

Item 2 - Approved the appointment of Randy Lewis to serve on the Tallahassee-Leon County Architectural Review Board to a term expiring June 2011 (as recommended by the Mayor)

Item 3 - Approved the reappointment of Kevin Sossong to serve on the Municipal Code Enforcement Board to a term expiring June 2011 (as recommended by the Mayor)

Item 4 - DELETED FROM THE AGENDA an item relating to an appointment to the Tallahassee-Leon County Planning Commission/Local Planning Agency (brought forward by the Mayor)

Item 5 - Approve a negotiated property damage claim settlement with Eric and Christy Champion, in the amount of \$83,000, pertaining to damages to their home at 316 Lexington Drive caused by a broken water main (Option 1 as recommended by the City Attorney)

Item 6 - Authorized staff to enter into task assignment agreements with Reynolds, Smith and Hills, Inc., one of the Airport's Continuing General

Engineering Consultants, to provide design services for improvements to the Airport terminal, terminal parking lots, and security system (Projects #01196, 03632, and 07124), totaling \$531,097 (Option 1 as recommended by Aviation)

Item 7 - Authorized staff to enter into a task assignment agreement with Kimley Horn Associates, Inc., one of the Airport's Continuing General Engineering Consultants (CSA Contract No. 1277), to provide design services for the expansion of the Airport South General Aviation Apron (Project #01196), in the amount of \$99,981 (Option 1 as recommended by Aviation)

Item 8 - Approved the award of a four-year contract for installation of 230/115 KV Transmission Relay Control Panels and 12 KV Switchgear Relay Upgrades (Bid #0127-08-RM-BC) to Powerserve Technologies, Inc., low bidder meeting specifications, and authorized staff to enter into a contract for the Period July 1, 2008 through June 30, 2012, in an amount not to exceed \$500,000 per year and a four-year total of \$2 million (Option 1 as recommended by Electric Utility)

Item 9 - Approved the purchase of ten (10) electric distribution single-phase reclosers (Quotation #0148-08-RM-QP) from Thomas & Betts, low bidder meeting specifications, for \$52,372 (Option 1 as recommended by Electric Utility)

Item 10 - Approved and authorized staff to execute a two-year extension of the three-year term contract with All Florida Electric of Tallahassee, Inc. for minor electric system modifications (Contract #1036), extending the contract through June 30, 2010 (Option 1 as recommended by Electric Utility)

Item 11 - PULLED FROM CONSENT FOR DISCUSSION a request to approve the purchase of five street sweepers (brought forward by Fleet) - SEE BELOW

Item 12 - PULLED FROM CONSENT FOR DISCUSSION a request to approve the award of a construction contract for the Kerry Forest Parkway Extension and a Joint Participation Agreement (JPA) with Leon County for its portion of the cost (brought forward by Public Works/Project Management) - SEE BELOW

Item 13 - Approved the Ox Bottom Meadows, Phase 1A Subdivision Plat, a one-lot subdivision containing 1.56 acres bounded on the north, west and south by unplatted land, and on the east by Thomasville Road (S.R. 61), planned for development as commercial business by William J. Boynton III, the owner (as recommended by Public Works/Engineering)

Item 14 - Approved the Southwood Unit 35, Phase 1 Subdivision Plat, a one-lot subdivision containing 32.03 acres, bounded on the north, south and west by unplatted land, and on the east by Capital Circle Southeast (S.R. 261), planned for development as commercial business by St. Joe Company, with William Wier as its vice president (as recommended by Public Works/Engineering)

Item 15 - Approved an expenditure for the cured in-place pipe lining (CIPP) rehabilitation of 3,625 linear feet of gravity sewer line for the Capital City Golf Course and Margaret Court neighborhoods to Southeast Pipe Survey, of Patterson, Georgia, pursuant to Orange County Bid #Y6-1077-PH, in the not-to-exceed amount of \$144,210 (Option 1 as recommended by Underground Utilities)

Item 16 - Approved the minutes of the following City Commission meetings as distributed (as recommended by the City Treasurer-Clerk/Records Management):

- May 14, 2008 Regular Meeting
- May 28, 2008 Regular Meeting

**Item 11 (pulled from Consent)** - By consensus, deferred an item related to the purchase of five street sweepers (brought forward by Fleet)

Directed staff to bring back information on the City's street sweeping cycles and use of each piece of equipment, and potential financial impacts of cutting back the number of street sweepers to purchase only three (3) or four (4), as opposed to five (5)

**Item 12 (pulled from Consent)** - Voted 5-0 to approve the award of a construction contract for the Kerry Forest Parkway Extension (Bid #0065-08-ER-BC) to M of Tallahassee, Inc., low bidder meeting specifications, in the amount of \$1,315,324; approve a non-scope construction change order contingency in the amount of \$105,475.54, to be awarded by the City Manager if needed for these contractual services; and authorize the City Manager to negotiate and execute a Joint Participation Agreement (JPA) with Leon County for its portion of the construction cost (Option 1 as amended, as recommended by Public Works/Project Management)

Commissioner Lightsey hi-lighted this item because the Kerry Forest Parkway Extension was a long-awaited road project that was expected to relieve considerable traffic congestion on Ox Bottom Road.

Mayor Marks urged staff to put a high priority on the use of roundabouts at intersections, as he understood that they were environmentally efficient, safe, saved gas and could cost less than the use of signalized intersections.

**Items 17** - By consensus, introduced Ordinance No. 08-O-52, which would amend the City Code regarding loading zones, special construction zone permits and parking meter time limits, and set the ordinance for public hearing on July 9, 2008 (as recommended by the City Attorney)

**Item 18** - Voted 5-0 to approve Task Order 2008-01 with Navigant Consulting, Inc., the City's DSM Consultant, to provide additional demand side management (DSM) technical, policy and contractual support at a cost not to exceed \$95,000 (Option 1 as recommended by Energy Services)

**Item 19** - Voted 5-0 to approve the execution of a grant agreement with the Northwest Florida Water Management District (NFWFMD) for the reimbursement of \$500,000 of construction expenses in support of the Advanced Wastewater Treatment (AWT) and Water Reuse Facilities under the NFWFMD Water Protection and Sustainability Program (Option 1 as recommended by Underground Utilities)

**Item 20** - Held a public hearing on Ordinance No. 07-Z-43, introduced on August 29, 2007, which would rezone a 508-acre parcel located at the southeast corner of the intersection of Fleischman Lane and Centerville Road from CPA (Critical Planning Area) to Canopy Planned Unit Development (PUD) (PRZ #070015) (applicant: CNL Tallahassee I, LLC; agent: Moore Bass Consulting, Inc.); by consensus, continued the public hearing on this ordinance to August 20, 2008 (Option 1 as amended as recommended by Planning)

There were no speakers on this item.

**Item 21** - Held a public hearing on Ordinance No. 08-O-24, introduced on May 28, 2008, and voted 4-0 (Commissioner Katz absent) to adopt the ordinance, providing for the appointment of the Affordable Housing Advisory Committee, and its duties and responsibilities, as required by State Housing Initiatives Partnership (SHIP) Rule and Statute; adopt Resolution No. 08-R-14, appointing the members of the Affordable Housing Advisory Committee; and approve the Affordable Housing Advisory Committee Bylaws (Option 1 as recommended by Economic & Community Development)

There were no speakers on this item.

**Item 22** - Held the first of two public hearings on Ordinance No. 08-O-30, introduced on May 28, 2008, which would amend the Land Development Code Development Standards Matrix to disengage the University Transition district and modify standards applicable to the Activity Center district; and announced the second and final public hearing on the ordinance set for July 9, 2008 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 23** - Held the second and final public hearing on the adoption of the Annual Action Plan (AAP) and proposed projects included for FY 2008-2009; and voted 4-0 (Commissioner Katz absent) to approve the submittal of the AAP and grant request to the U. S. Department of Housing and Urban Development (HUD), and authorize staff to negotiate and execute contracts for programs and projects listed in the FY 2009 Grant Funding Summary spreadsheet (Option 1 as recommended by Economic and Community Development)

Discussed the fact that The Shelter (homeless shelter) had not been included for AAP funding due to the lack of federally-required data on services provided, and urged City staff to continue working with The Shelter's professional staff to encourage the collection of data on their clientele, as required of all agencies receiving federal funding

Directed staff to bring back a reassessment of the \$30,000 that the Commission had allocated to The Shelter in 2007 to repair its air conditioning system but had not been disbursed because of The Shelter's non-compliance with federal requirements (The Shelter repairs were made from another source.)

There were no speakers on this item.

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

The Commission confirmed with staff that a City Commission Budget Workshop was scheduled for 9:00 a.m., Tuesday, July 1, 2008, and suggested that the City Manager significantly minimize the number of staff personnel attending the budget meetings. (The 7/1/08 City Commission Budget Workshop will be televised and can be viewed at <http://www.talgov.com/communications/wcot.cfm>. To listen to the in-house radio broadcast, tune to FM radio 92.3.)

Commissioner Lightsey invited review of the City's website <http://www.talgov.com/dncs/fnc/spon.cfm> for details of the City of Tallahassee hosting for the first time the 12th Annual Florida Neighborhoods Conference this Thursday through Saturday, June 26-28, at the Tallahassee-Leon County Civic Center, noting that Former U.S. Senator and Florida Governor Bob Graham was scheduled as a keynote speaker at the 3:45 p.m. session on Thursday.

**City Commission Meeting Summary - July 1, 2008**

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

Re-scheduled an optional public hearing on the Proposed FY2009 Budget from July 9, 2008, to August 19, 2008, at 6:00 p.m., and set the two statutorily-required public hearings on the Budget for September 10 and 24, 2008, at 6:00 p.m.

Discussed updated projections of a budget deficit of (\$2.8 million) for the remainder of FY2008 and (\$4,225,059) for FY2009

Suggested the need to address, prior to the summer break, the under-recovery of fuel costs in the Utilities

Received a Power Point presentation on budget cuts made to date and on proposed budgetary cuts for FY2009, including conceptual ideas for alternatives, policies, program and staffing cuts for which the staff would bring back analyses

Discussed a proposed policy change to fund the City's liability for the retiree health care benefit (Other Post Employment Benefits [OPEB]) through the pension fund rather than directly from the general fund; confirmed that staff would bring back information from the City's actuary on the legality of transferring this obligation to the pension fund and if legal, how much the pension rate of the City and/or the employees would need to be increased to fully fund the City's cost of \$2 million in FY2009 and \$822,000 for the remainder of FY2008 -- this would reduce the general fund FY2008 budget deficit by \$822,000; also, Mayor Marks requested that the staff bring back information on the possibility of some private sector initiatives regarding OPEB funding

Requested that the staff identify the impacts of the options discussed, including the amount of funds impacting the budget structure over the long term

Directed staff to bring back projected budget deficits over the next couple of years

Confirmed that the City Manager would bring back a recommendation on reducing the number of take home vehicles prior to approval of the FY2009 Budget

Directed the staff to bring back information on the impact of increasing the cost of City cemetery plots to 75% of the market rate, shifting that revenue from the cemeteries fund to the general fund, and an analysis of increasing the current \$40 one-time cemetery perpetual maintenance fee

Confirmed that staff was continuing to work toward the full cost recovery of the Building Inspection Program with a Building Inspection fee structure that would represent actual cost to the government

Ascertained that City properties identified for sale would not be sold below the appraisal price without Commission approval

Clarified that Amendment 1 had contributed \$4.8 million to an overall City budget deficit of (\$9.0 million) for FY2009, which had been reduced down to (\$4.2 million) at the April 9th budget workshop, and that subsequent to the April budget workshop, the Leon County Property Appraiser's report showed the actual Amendment 1 impact at \$3 million rather than the previously estimated \$4.8 million



Requested some creative compensation options for early retirement; information on the 50 positions proposed for elimination, of which 40 were currently filled; the number of positions that could be eliminated through retirement; and the long-term savings; and ascertained that this would have a \$3 million impact Citywide in FY2009

Expressed concern with eliminating the Parks Beautification and Maintenance staffing/expenses

Concurred to look at StarMetro route reductions, with the funds to remain in that department for other StarMetro services

Confirmed that the Director of the CRTPA had been requested to make a presentation to the Commission, separate from the budget process, on taking a regional approach to StarMetro as a Regional Transit Authority, with funding from other outside revenue streams such as the Multimodal Transportation District so that the contribution from the City's general fund would decrease; suggested that staff investigate whether Airport services could be included in this regional approach; and suggested the need to shorten the 24-month timeframe for the recently-initiated Regional Transit Authority Study

Ascertained that the appraisal for potential sale of the Hilaman Golf Course property would be brought to the Commission separate from the budget process

Requested information on some variations of a proposed four-day work week for City employees, an option that would not penalize employees who could not work 10-hour days, and the potential for implementation on a selected basis

Requested information on how early retirements and early DROP resignations could be addressed with flexibility

Suggested some analysis of bundling the City's health care with other governments

Suggested that the analysis of regional and governmental partnerships for services also explore scaling up from a profit-making viewpoint

Emphasized no interest in privatizing City payroll or personnel functions

Requested some analysis of revenue opportunities with the City's transmission lines and poles, cell phone towers and radio towers

Suggested that staff investigate streamlining the City's training programs with benchmarks to measure success and combining some of the in-house training programs, reducing expenditures to one-half

Encouraged pursuing the marketing of training and development courses as a source of revenue

Indicated no support for exploring the revenue opportunity from a transportation utility fee

Request an analysis of going to one Comprehensive Plan Amendment Cycle per year, based on understaffing in Planning

Indicated no support for pursuing a revenue opportunity from adding a fuel surcharge to all StarMetro contracts with FSU, TCC and FAMU, based on costs being considered in the contract negotiations

Concurred with obtaining analyses of implementing fuel surcharges for services provided and speeding tickets, false alarms, etc., or fees regularly adjusted to cover costs

Requested that the staff analyze instituting mobile work management for all work crews Citywide

Endorsed further analysis on doing more with less to maintain attractive landscaping

Requested information on outstanding renovations and relocations at City Hall

Indicated Code enforcement activities needed to encompass everyone in a City vehicle being proactive

Discussed being open and flexible to allowing telecommuting by employees, as a department-by-department decision

Suggested that staff investigate providing employees with the option of receiving a transit allowance in lieu of a parking space and, if successful, encourage the state to implement a pilot project

Suggested that businesses be encouraged to provide their employees with StarMetro transit service passes to discourage driving their vehicles to work

Rejected the alternative of requiring registration and the payment of fees for after school activities at the community centers, in lieu of the current policy of allowing free drop-ins

Rejected the alternative of charging late registration fees for participation in various youth sports

Requested that the staff analyze the alternative of charging employees a take home vehicle fuel surcharge while moving toward the concept of eliminating take home vehicles for employees other than those providing emergency response services

Requested that the staff bring back information on how the use of take home vehicles impacted the compensation package of some employees, the cost of potentially transferring ownership to the employees using the vehicles, the option of giving up providing vehicles in the future, and comparable data to communities that do not provide take home vehicles

Relative to the alternative of requiring a surcharge for Police secondary employment, requested information on the number of bookings made, hours of service, revenues generated, and the rationale for the business versus the employee paying the surcharge

Suggested that the staff's evaluation of the alternative of increasing the monthly fee at Eastside Garage include going to the market rate in view of the City's goal of incentivizing carpooling and the use of other forms of transportation

Questioned the justification of increasing the solid waste rate fee for tenant pay customers (apartment dwellers) bringing it into alignment with the amount charged residential customers, as the same service should be provided for the same fee

Ascertained that the alternative of charging a fire motor vehicle accident (MVA) recovery fee, in a move towards full cost recovery

Requested that the staff bring back a scaled-down proposal with a sidewalk for the Bradford Road Project

Requested additional information on the Northwest Park implementation

Removed from the Capital Improvement Plan the FSU Connector Road Project, the Raymond Diehl Road Project, and the Highway Beautification Program

Discussed the process for eliminating filled City positions and cautioned staff to incur no obligation while being helpful in assisting those employees in finding other employment; suggested omitting the retention factor and allowing department directors the flexibility of identifying the layoffs; requested information on providing the terminated employees and their families with some level of health care coverage for a period of time, and offering the terminated employees some type of severance package

Directed staff to provide information on cost reductions brought forward but not adopted during the last two budget cycles for potential consideration

Concurred in deferring the adoption of a tentative millage rate for FY2009 to the Regular Commission Meeting scheduled for July 9, 2008

Directed staff to circulate any information to the Commission as soon as possible during the summer break

Commended the staff on an outstanding job in presenting this budget workshop discussion.

CTC:RM:ecg

#### City Commission Meeting Summary - July 2, 2008

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) (with City Commissioner Katz and County Commissioner Rackleff absent):

- Held a Joint City-County Commission public hearing on the proposed Cycle 2008-1 Amendments to the Comprehensive Plan, summarized with the City and County Commissions' prior tentative positions as follows:

#### Proposed Cycle 2008-1 Amendments to the Joint Comp Plan

Item #	Amendment To:	Nature of Proposed Amendment	Tentative Positions
PCM080101	FUTURE LAND USE MAP (Northwest corner of Mahan Drive & Dempsey Mayo Road)	From: Residential Corridor To: Residential Corridor Node 5.44 Ac.	City - Approve County - Approve
PCM080102	FUTURE LAND USE MAP (North side of Mahan Drive, 235 feet west of Thornton Road.)	From: Residential Corridor To: Residential Corridor Node 21 Ac. (expanded to include additional properties)	City - Approve as modified County - Approve as modified

PCM080103	FUTURE LAND USE MAP (Southeast corner of Bradfordville Road and Velda Dairy Road)	From: Residential Preservation To: Bradfordville Mixed Use 1.22 Ac.	City - Deny County - Deny
PCM080104	FUTURE LAND USE MAP (South side of Mahan Drive, approximately 3/10 mile east of its intersection with Wadesboro Road)	From: Rural To: Urban Fringe 509.23 Ac.	City - Deny County - Approve
PCM080105	FUTURE LAND USE MAP (West Tennessee Street and Dixie Drive)	From: Suburban To: University Transition 7.7 Ac.	City - Approve County - Approve
PCM080106	FUTURE LAND USE MAP (East side of Spring Hill Road, the south side of Mill Street and lying 216 feet north of Orange Avenue)	From: Central Urban To: Recreation/Open Space 4.44 Ac.	City - Approve County - Approve
PCM080107	FUTURE LAND USE MAP (Northwest corner of Tharpe Street and Meridian Road)	From: Residential Preservation To: Suburban 3.93 acres	City - Approve County - Approve
PCM080108	FUTURE LAND USE MAP (North side Orange Avenue between Wahnish Way & Pasco Street)	From: Residential Preservation To: Suburban & Government Operational 1.84 acres	City - Approve (rezone Government/Operational properties to OS Open Space) County - Approve
PCM080109	FUTURE LAND USE MAP (Villas Court Subdivision - East side of Dellwood Drive)	From: Residential Preservation To: Urban Residential 5.51 acres	City - Approve County - Approve
PCT080110	TEXT AMENDMENT	Glossary Changes to definition of Floodway/Floodplain	City - Approve County - Approve
PCT080111	TEXT AMENDMENT	Transportation Element Update Roadway Functional Classification Maps (changing function of several roadways within and adjacent to Cascades Park)	City - Approve County - Approve
PCT080112	TEXT AMENDMENT	Land Use Element Deletes intersection with Capital Circle from Southeast Section Plan	City - Approve as modified County - Approve as modified

		Capital Circle Access Points Map	
PCT080113	TEXT AMENDMENT	Capital Improvements Element Annual Update	Withdrawn by staff
PCT080114	TEXT AMENDMENT (EAR BASED)	Land Use, Conservation, & Intergovernmental Coordination Elements & Glossary Proposed text amendment pertaining to hazard mitigation	City - Approve County - Approve
PCT080115	TEXT AMENDMENT (EAR BASED)	Land Use Element Residential Preservation Category Description	City - Deferred County - Deferred
PCT080116	TEXT AMENDMENT (EAR BASED)	Parks & Recreation Element Plan horizon update on Open Space	City - Approve County - Approve
PCT080117	TEXT AMENDMENT (EAR BASED)	Land Use & Conservation Elements & Glossary Protect quality & quantity of water in the Floridan Aquifer and it's discharge at Wakulla Springs	City - Approve as modified County - Approve as modified
PCT080118	TEXT AMENDMENT (EAR BASED)	Housing Elements Creation of a joint Housing Element; objectives addressing housing needs, sites for affordable housing & economic solutions to affordable housing.	City - Deferred County - Deferred
PCT080119	TEXT AMENDMENT (EAR BASED)	Transportation Element Proposed text amendment creating a Multimodal Transportation District	City - Approve as modified County - Approve as modified

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### Consent Items

The City Commission voted 4-0 (Commissioner Katz absent) to approve the Consent items on which the City and County Commissions were in agreement, including PCM 080101, PCM 080103, PCT 080111 and PCT 080112.

The County Commission voted 5-0 (County Commissioners Rackleff and Proctor absent) on a like motion.

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### Pulled from Consent

The following persons appeared before the Joint Commission relative to the respective amendments:

### Map Amendment PCM 080102

- Mr. Ray Greer, of Wilson Miller, 1441 Maclay Commerce Drive, representing the applicant (proponent)
- Mr. William Smith, 5500 Touraine Drive, Chairman of the Board of the Lafayette Oaks Neighborhood Association, and member of the Buck Lake Alliance Board / Save Our

Gateway Group relating to the siting of the eastern electric transmission line and the Mahan Corridor Study (opponent)

The City Commission voted 4-0 (Commissioner Katz absent) to approve PCM 080102 as modified

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

**Map Amendment PCM 080105**

- Mr. Wade Pitt, 805 North Gadsden Street (proponent)

The City Commission voted 4-0 (Commissioner Katz absent) to approve PCM 080105.

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

**Map Amendment PCM 080107**

- Ms. Candice Mitchell, 1639 Fernando Drive (opponent)
- Ms. Elizabeth Spencer, 1621 Lake Ella Drive (opponent)
- Mr. Ray Spencer, 1621 Lake Ella Drive (opponent)
- Mr. Wolfgang Adolph, 1579 Fernando Drive (opponent)
- Ms. Jerusha Golden, 313 Glenview Drive (opponent)
- Mr. Brian Plant, 306 Glenview Drive (opponent)
- Mr. Larry Smith, 201 Glenview Drive (opponent)
- Ms. Jo Shoupe, 319 Glenview Drive (opponent; presented a petition with 38 signatures opposing this amendment (placed on file in the Office of the City Treasurer-Clerk))

Mayor Marks directed Planning staff to provide Ms. Mitchell with notice of future zoning change requests in the midtown area, as she had requested.

The City Commission voted 4-0 (Commissioner Katz absent) to reverse the City's position and deny PCM 080107.

The County Commission voted 6-0 (County Commissioner Rackleff absent) to deny PCM 080107.

**Map Amendment 080108**

- Ms. Shirley Gooding-Butler, 3978 Calle De Santos (informational)
- Ms. Edwina Stephens, 608 FAMCEE Avenue (opponent)
- Ms. Imogene Roach, 523 Howard Avenue (concurred with Ms. Stephens)
- Ms. Alice Stephens, 608 FAMCEE Avenue (opponent)

Discussed revisions to the amendment, proposing that the City-owned property be designated Government Operational and rezoned to Open Space, and changing the remaining westernmost portion of the amendment site to Suburban and retaining the current UP-2 zoning district on that portion of the amendment site.

The City Commission voted 4-0 (Commissioner Katz absent) to approve PCM 080108.

The County Commission voted 4-2 (County Commissioners Dailey and Proctor opposed; County Commissioner Rackleff absent) to approve PCM 080108.

#### **Text Amendment PCT 080110**

- Ms. Pamela Hall, 5051 Quail Valley Road (proponent)
- Mr. George E. Lewis, II, 203 N. Gadsden Street #6 (informational)

The City Commission voted 4-0 (Commissioner Katz absent) to approve the amendment as amended to remove the added phrase "by water from any natural source".

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

#### **Text Amendment PCT 080115**

- Ms. Judy Taps, 2805 Walter Scott Road, Board Member of the Waverly Hills Neighborhood Association and the CONA Land Use Committee (proponent)
- Mr. Kent Hutchinson, 911 San Luis Road (proponent)

The City Commission voted 4-0 (Commissioner Katz absent) to approve the Text Amendment PCT 080115 as amended with the language revision of Land Use Policy 2.2.3(f-g), as distributed (on file in the Office of the City Treasurer-Clerk).

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

The Commissions congratulated CONA and City staff on this amendment.

#### **Text Amendment 080117**

- Mr. Rich Bray, 115 Domingo Drive (opponent)

Mayor Marks requested that Mr. Bray provide information as referenced to Planning staff (on file in the Office of the City Treasurer-Clerk).

- Dr. Pamela Hall, 5051 Quail Valley Road, representing the Leon County Water Resources Commission (LCWRC) (informational; submitted a letter with recommendations (on file in the Office of the City Treasurer-Clerk)
- Mr. Brian Miller, 1801 Benado Lomas Drive (opponent)
- Mr. Mike Sundin, 133 Love Ridge Court (opponent)

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to approve Text Amendment PCT 080117 as modified, as previously approved by the City, and amended to incorporate the language discussed by Dr. Hall so that the RME when established would be inclusive of all the septic systems within the contributing area.

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

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#### **EAR Based Consent Items:**

#### **Text Amendments PCT 080114, PCT 080116 and PCT 080119**

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to approve the prior tentative positions approving Text Amendments PCT 080114 and PCT 080116, and approving as modified Text Amendment PCT 080119.

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

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**EAR Based Discussion Item:****Text Amendment PCT 080118**

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to approve Text Amendment PCT 080118.

The County Commission voted 5-0 (County Commissioners DePuy and Rackleff absent) on a like motion.

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**Non-EAR Based Amendment Discussion Item:****Map Amendment PCM 080104 (City Action)**

- Dr. Earl McKenzie, 1876 Dove Field Run (opponent)
- Mr. Akin Akinyemi, 3286 Lilburn Court (opponent; submitted a letter, on file in the Office of the City Treasurer-Clerk)
- Ms. Becky Subramunyon, 1257 Cornerstone Lane (submitted written information on this issue for the record, on file in the Office of the City Treasurer-Clerk)
- Mr. Luis Serna, 3559 Timberlane School Road, a Land Planner with GPI Southeast, representing Rockaway LLP, the applicant (proponent)
- Mr. Frank Govett, 1629 Hill N Dale (opponent)
- Mr. Keith Horne, 1831 Dove Field Run (opponent)
- Ms. Patsy Killian, 1852 Dove Field Run (opponent)
- Mr. William Burns, 1800 Dove Field Run (opponent)
- Dr. Pamela Hall, 5051 Quail Valley Road, representing the Leon County Water Resources Commission (opponent)
- Ms. Uma Outker, Legal Director of 1000 Friends of Florida, 926 E. Park Avenue (opponent)
- Mr. Kevin Pope, 2680 Baum Road, representing Pope Environmental, an environmental consulting firm hired by Rockaway, LLP (proponent)
- Mr. Neil Fleckenstein, representing Tall Timbers Research Station, 13093 Henry Beadel Drive (opponent)
- Mr. Gary Yordon, 208 Carolina Street, representing the developer (proponent)

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to deny Map Amendment PCM 080104.

The County Commission voted 5-1 (County Commissioner Thael opposed and County Commissioner Rackleff absent) to approve Map Amendment PCM 080104.

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**City Commission Public Hearing and Action on Adoption of Small Scale Map Amendment Ordinances:****Map Amendment PCM 080106/City Ordinance No. 08-O-47**

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to adopt Small Scale Comprehensive Plan Map Amendment PCM 080106, changing the future land use map designation on 4.44 acres located near the intersection of Orange Avenue and Springhill Road from Central Urban to Recreation/Open Space.

The City Commission held a public hearing on City Ordinance No. 08-O-47, introduced on June 18, 2008, and voted 3-0 (City Commissioners Katz and Gillum absent) to adopt the ordinance, including Small Scale Map Amendment PCM 0080106 as part of the Comprehensive Plan.



There were no speakers on this item.

#### **Map Amendment PCM 080109/City Ordinance No. 08-O-48**

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to adopt Small Scale Comprehensive Plan Map Amendment PCM 080109, changing the future land use map designation on 5.51 acres located in the Villas Court Subdivision, west of the north end of Dellwood Drive and including properties on Villas Court North and Villas Court South, from Residential Preservation to Urban Residential, maintaining the current Residence 3 zoning.

The City Commission held a public hearing on City Ordinance No. 08-O-48, introduced on June 18, 2008, and voted 3-0 (City Commissioners Katz and Gillum absent) to adopt the ordinance, including Small Scale Map Amendment PCM 0080109 as part of the Comprehensive Plan.

There were no speakers on this item.

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#### **City and County Action on Transmittal of Amendments**

The City Commission voted 3-0 (City Commissioners Katz and Gillum absent) to transmit the approved Cycle 2008-1 Amendments to the Florida Department of Community Affairs (FDCA) for review.

The County Commission voted 6-0 (County Commissioner Thaelle absent) to transmit the approved Cycle 2008-1 Amendments to the FDCA for review.

CTC:RM:ecg

#### **City Commission Meeting Summary - July 2, 2008**

The City Commission met in regular session and took the following action (with Commissioner Katz participating by telephone):

**Item 1** - Mr. Tim Center, Director of Sustainable Florida - Collins Center for Public Policy, presented the Best Practice Award in the Government category for the City of Tallahassee's Green Initiatives, and a resolution recognizing the City of Tallahassee on also being a finalist for its LEED Certified Solid Waste Services Administration Building in the Green Building category and the StarMetro-Florida State University partnership to increase student ridership (brought forward by Environmental Policy & Energy Resources)

On behalf of the City, Mayor Marks accepted the awards and thanked the staff who had made these awards possible, recognizing in particular Mr. Ron Garrison, Director of StarMetro; Ms. Cynthia Barber, Director of Environmental Policy and Energy Resources; and Mr. Reginald Ofuani, Director of Solid Waste Services, who also appeared before the Commission relative to this item.

Additionally, Mr. Center commended Mayor Marks on his work encouraging the mayors in the State of Florida work together regionally, and advised that the Regional Planning Council looked forward to partnering in that effort.

**Item 2** - Viewed the debut of a new 17-minute WCOT promotional/marketing video on the City of Tallahassee (brought forward by the Assistant to the City Manager)

The Commission commended Ms. Sandra Allen, Utility Marketing Manager, the script writer, and Mr. Tom Bronakoski, WCOT Interim Station Manager, the producer, on the quality of this video.

**Item 3** - Mayor Marks presented a proclamation to Mr. and Mrs. Roy Samuels, and Mr. Steve Kahn, representing the Tallahassee Jewish Federation, commemorating the 60th anniversary of Israel's statehood and the 85th anniversary of the establishment of the City of Ramat-Hasharon

**Item 3.1** - Mr. Tom Helgeson, representing the FWEA Board of Directors, presented the following awards from the Florida Water Environment Association (FWEA) to the City of Tallahassee:

- the Municipal Utility Operational Performance Excellence Award for the T. P. Smith Water Reclamation Facility, in the Underground Utilities Department
- a Safety Award for the Lake Bradford Road Wastewater Treatment Facility
- the Leroy Scott Award for Leon Hightower, Chief Inventory Specialist for the Underground Utilities Department

On behalf of the City, Mayor Marks accepted the awards and thanked the staff who had made these awards possible, recognizing in particular Mr. Mike Tadros, Director; Mr. Joe Cheatham, and Mr. Leon Hightower, of the Underground Utilities Department, who also appeared before the Commission relative to this item.

Mayor Marks also recognized and welcomed Ms. Lois Hightower, his long-time assistant for over 20 years while he was in private practice.

**Items 4-8** - Voted 5-0 (Commissioner Katz voting telephonically) to approve the staff's recommendations presented in Consent Agenda Items 4-8, taking the following action:

Item 4 - Approved a three-year pricing agreement for the purchase of 115/230 KW 2000 Amp disconnect switches (Bid #0108-08-RM-TC) from Cleveland Price, Inc., low bidder meeting specifications, in the total amount of \$300,000 for the three-year period (Option 1 as recommended by Electric Utility)

Item 5 - Approved the transfer of funds in the amount of \$88,270 from Project #E00149, \$37,500 from Project #08014, \$10,000 from Project #08019 and \$20,000 from Project #08023, and a supplemental appropriation in the amount of \$74,230 from the RR&I fund balance to Project #08020 in the amount of \$130,000 and to Project #08007 in the amount of \$100,000 - for total funding of \$230,000 for streetlight improvements, and recurring replacements and upgrades for the remainder of the current fiscal year (Option 1 as recommended by Electric Utility)

Item 6 - Approved the submittal of joint City and County applications for grant funding totaling \$126,238 through the FY08 Justice Assistance Grant (JAG) Program based on the recommended allocation of funding, i.e., \$64,338 for the Juvenile Assessment Center and \$61,900 for the Pre-Trial/Probation GPS Tracking Project; and the scheduling of a public hearing on July 9, 2008, to meet federal program requirements (Option 1 as recommended by the Tallahassee Police Department [TPD])

Item 7 - Approved and authorized staff to execute two one-year extensions of the term contract for installing underground utilities, gas mains and electric conduits with R. A. W. Construction, LLC, Contract #1101, for estimated

annual expenditures of \$5 million (Option 1 as recommended by Underground Utilities)

Item 8 - Adopted Resolution No. 08-R-31, authorizing defeasance of the City's Capital Bonds, Series 2004, in an amount not to exceed \$7.5 million - with a fiscal impact of reducing the City's debt service by approximately \$1 million per year for the next five years, assuming defeasance of \$5 million, providing more debt savings if the defeasance is more than \$5 million (Option 1 as recommended by the City Treasurer-Clerk)

**Items 9-10** - By consensus, introduced Ordinances Nos. 08-O-42 and 08-O-43, as follows:

Item 9 was a staff recommendation to introduce Ordinance No. 08-O-42, which would amend the allowed uses and development standards in the Central Urban Zoning District, and set the ordinance for two public hearings, scheduled for August 20 and October 22, 2008 (Option 1 as recommended by Planning).

Item 10 was a staff recommendation to introduce Ordinance No. 08-O-43, which would amend the Commercial Parkway Zoning District to implement changes from Comprehensive Plan Amendment 2006-2-T-009, and set the ordinance for two public hearings, scheduled for August 20 and September 24, 2008 (Option 1 as recommended by Planning).

**Item 11** - Received an update from Commissioner Gillum on contract negotiations for the delivery of countywide Fire and Emergency Medical Services (EMS) services, and reviewed major points of their recommendation to the City and County Commissions that Fire and EMS be consolidated into a single intergovernmental agency, clarifying that the Fire Services Fee Study would be completed and brought to the City and County Commissions in February or March of 2009 and suggesting that would be the time to consider whether anything needed to be done differently

County Commissioner Desloge also appeared before the Commission relative to this item.

Voted 3-1 (Commissioner Lightsey opposed; Commissioner Mustian abstained; Commissioner Katz voting telephonically) to authorize the City Manager to contract for a Joint City-County Fire Services Fee Study with Government Services Group (GSG, Inc.), sole source provider with experience in developing a joint city-county fire services fee, at an anticipated cost of \$197,400, which would be jointly funded by the City of Tallahassee and Leon County (Option 1 as recommended by the City Manager)

Commissioner Gillum recognized and thanked County Commissioner Desloge, City Manager Thompson, Assistant City Manager Coe, Assistant City Manager Fernandez, Fire Chief Cindy Dick, Director of Management and Administrative Services Raoul Lavin, EMS Chief Tom Quillin, County Manager Parwez Alam, Assistant County Manager Vince Long, County Aide Brenda Tanner, and his Aide, Ms. Angie Whitaker, for their work on this issue.

The Commission congratulated and commended the Commissioners and staff for their work on this proposal.

**Items 12 and 13** - Voted 5-0 (Commissioner Katz voting telephonically) to approve the recommended actions for Items 12 and 13 (as recommended by StarMetro):

**Item 12** - Approved and authorized the City Manager to execute an amendment to the Florida State University (FSU) "Seminole Express" agreement, amending and incorporating into one agreement the two FSU agreements, "Seminole Express" and "Night Nole", to reflect changes in the service, creating the new Osceola Route -- providing the City with a total of \$2,189,198 in funding for the transit system for the period July 2008-June 2009, and including a request for an additional \$79,224 to cover costs of providing the new service for the remainder of FY2008 (Option 1)

**Item 13** - Approved and authorized the City Manager to execute a one-year amendment to the Florida A & M University (FAMU) "Venom Express" Service Agreement, providing the City with a total of \$558,152 in funding for the transit system (Option 1)

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

Commissioner Mustian discussed an inquiry from a sign vendor desiring to offer a sign that would be electronic on one side and trivision on the other side, and he requested that the City Attorney investigate requiring something less than the current Sign Ordinance requirement to remove five (5) other sign boards in exchange for an electronic board.

Mayor Marks commended Director of Economic and Community Development Tom Lewis and his staff on the City's success in hosting the 12th Annual Florida Neighborhoods Conference.

CTC:RM:ecg:07-07-08

#### **City Commission Meeting Summary - July 9, 2008**

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

Mayor Marks recognized this as the last Commission meeting that would be attended by Ms. Dinah Hart, his Senior Aide for the past five years, and the Commission wished her well on her upcoming retirement from 31 years of employment with the City organization.

**Item 1** - Accepted the presentation of the FY2007-2008 Mid-Year Progress Report from the Economic Development Council (EDC) of Tallahassee/Leon County, and thanked members of the EDC for their efforts

Ms. Beth Kirkland, EDC Executive Director, and Mr. Tripp Transou, EDC Chairman and President of Tri-Eagle Sales, presented the EDC Report

Ms. Kirkland introduced the following EDC staff:

- Mr. Travis Yelverton, Director - Existing Industry Development
- Ms. Juli Puckett, Director - Communications & Marketing
- Ms. Karen Hintz, Manager - Incentives and Board Relations
- Ms. Kara Palmer, Research and Project Administrator

The following business members appeared before the Commission and commended the work of the EDC:

- Mr. Stewart Proctor, President of Proctor & Long Commercial Real Estate
- Mr. Chuck Cliburn, President of ACS
- Mr. Doug Dunlap, President of Syn-Tech Systems, Inc. Fuelmasters
- Mr. Drew Mitchell, President of Peter Mitchell Associates in Tallahassee and T-Formation in Midway

- Mr. Allen Byington, President of ElectroNet and Big Bend Regional Healthcare Information Organization

**Item 1.1** - Received a staff briefing on a map/tour of the Gaines Street Corridor and a parcel-by-parcel assessment/tracking document identifying additional needs and opportunities to enhance development opportunities, which could be used as an assessment and marketing tool, and would be placed on the City's website at <http://www.talgov.com> (brought forward by the Assistant to the City Manager)

Also, received a staff briefing on the status of work on the Gaines Street Corridor infrastructure, including the coordination of utilities relocations with departments and businesses, a time schedule, streamlining the permitting and development review processes, pre-permitting some of the properties, doing small area stormwater management plans to identify needed stormwater improvements, communication and marketing of City properties available for redevelopment, and encouraging existing businesses in the area to expand/redevelop and apply for façade improvement grants from the Community Redevelopment Agency (CRA) -- with a more detailed presentation to be brought forward at the Commission's Target Issue Workshop scheduled for September 17, 2008

**Items 2-11 and 13-17** - Voted 4-0 (Commissioner Mustian absent) to approve the staff's recommendations presented in Consent Agenda Items 2-11 and 13-17, taking the following action:

Item 2 - Approved the appointment of George (Tom) Harrison to serve on the Sinking Fund Commission, to a term expiring June 2011 (as recommended by Mayor Marks)

Item 3 - Approved the appointment of Nancy Miller to serve on the Tallahassee-Leon County Planning Commission/Local Planning Agency, to a term expiring June 2011 (as recommended by Mayor Marks)

Item 4 - Approved the reappointments of Grace Dansby and Jenny Nash to serve on the Downtown Improvement Authority (DIA), to terms expiring June 2011 (as recommended by Mayor Marks)

Item 5 - Accepted the Watershed Management Policy Board 2007 Annual Report as submitted and approved Commissioner Lightsey as the City's representative to a term expiring November 30, 2009 (Option 1 as recommended by the Assistant to the City Manager)

Item 6 - Approved the purchase of 9,000 feet of underground distribution power cable from Okonite Company, pursuant to joint OUC/Lakeland/Tallahassee Underground Wire and Cable Contract #0562-OQ, in an amount not to exceed \$115,000 (Option 1 as recommended by Electric Utility)

Item 7 - Approved Contract Amendment #2, in an amount not to exceed \$56,000, to Task Order #1022804 with Mead & Hunt (M&H), for additional work required by the Federal Energy Regulatory Commission (FERC) on the detail design engineering for fuse plug modifications for the Emergency Spillway Project at the Corn Hydro Electric Generating facility, for a revised total M&H Task Order amount of \$384,000 (Option 1 as recommended by Electric Utility)

Item 8 - Ratified the City Manager's emergency authorization for the purchase of a used replacement circulating water pump motor for the Hopkins Unit 2 Electric Generating Plant from The Pump and Motors Works (PMW), in the amount of \$57,600 plus freight and trade for 12 motors that had been identified in discussions with PMW (providing a discount savings of \$180,000 for motors that were no longer in service due to the repowering of Hopkins Unit 2) (Option 1 as recommended by Electric Utility)

Item 9 - Approved the award of a construction contract for the Fire Department Training Classroom Project to Pro-Steel Buildings, Inc., low bidder meeting specifications, in the amount of \$443,990 (Option 1 as recommended by the Fire Department)

Item 10 - Authorized Information Systems Services (ISS) to purchase 12 servers, installation services and maintenance for the Public Safety Systems Integration Project (PSSI) from Unisys, in the amount of \$176,221; and purchase one (1) server, hardware to upgrade the existing Computer Aided Dispatch (CAD) server and migration services from Motorola, in the amount of \$277,260 (Option 1 as recommended by the Chief Information Systems Officer [CISO])

Item 11 - Ratified the staff's approval of the award of emergency Warehouse purchases for various maintenance, repair and operating (MRO) inventory stock, totaling \$392,724.51, from Consolidated Pipe & Supply Company, in the amount of \$63,055.66; from GRESCO Utility Supply, in the amount of \$90,219.86; from HD Supply Utilities, in the amount of \$144,424.99; and from American Meter Company, in the amount of \$95,024; and authorized staff to award all future competitively sought purchases of low level MRO stock items as necessary, in an effort to avoid unnecessary delays in providing City departments with the materials necessary to carry out their daily activities (Option 1 as recommended by Procurement)

Item 12 - PULLED FROM CONSENT the recommended adoption of Resolution No. 08-R-34, relating to amending the Enterprise Zone boundaries (brought forward by Planning) - SEE BELOW

Item 13 - Approved the Capital Circle Office Complex Fund transfer, in the amount of \$1,668,819.55, from Capital Circle S.E. PD&E Study Project No. 99364 to Blueprint 2000 (BP2000) (Option 1 as recommended by Public Works)

Item 14 - Accepted a check, in the amount of \$160,000, from K2-Urban Corps LLC, pursuant to a Letter of Agreement between the City and the developer of Evening Rose Phase 2, Town Center Park A, and authorized staff to proceed with the design and construction of traffic signals at the intersection of Capital Circle Northeast and Exeter Road (Option 1 as recommended by Public Works/Traffic Engineering)

Item 15 - Approved the Indian Head Spirits Subdivision Plat, containing 0.62 acres subdivided into two lots, bounded on the north and south by Indian Head Acres, Block M, on the west by Chowkeebin Nene, and on the east by Dacron Drive, planned for development as residential (zoned as Residential Preservation 1) by Veronica Sehart and Lester Brinson, the owners (as recommended by Public Works/Engineering)

Item 16 - Approved an increase of \$76,029 to Community Transportation Services Contract #1726 with Sessaly Rose Transit, low bidder meeting

specifications, for a total contract amount of \$100,029 for the one-year period May 21, 2008 through May 20, 2009 (Option 1 as recommended by StarMetro)

Item 17 - Approved the purchase of a Closed Circuit TV Inspection System used for inspecting the City's sanitary sewer mains from Aries Industries, Inc., sole source provider, in the amount of \$94,290 (Option 1 as recommended by Underground Utilities/Wastewater Operations)

**Item 12** - Voted 5-0 to adopt Resolution No. 08-R-34, authorizing boundary changes to the Enterprise Zone as recommended by the Tallahassee/Leon County Enterprise Zone Development Agency (EZDA) as amended by holding the effective date of the application for 90 days (Option 1 as recommended by Planning as amended)

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

- Ms. Beth Kirkland, Ms. Karen Hintz, and Mr. Tripp Transau, of the EDC
- Mr. John Whetsel, Chairman of EZDA
- Mr. Steve Leoni, representing Student Housing Solutions

**Items 18-19** - By consensus, introduced Ordinances Nos. 08-O-53 and 08-O-54, as follows:

Item 18 was the introduction of Ordinance No. 08-O-53, which would abandon a portion of the Mission Road right-of-way, approximately 145 feet east of Yonview Drive to approximately 185 feet west of Ocala Road (agent: Wilson Miller), set for public hearing on August 20, 2008 (Option 1 as recommended by Planning).

Item 19 was the introduction of Ordinance No. 08-O-54, which would abandon a portion of the right-of-way for Otis Street, approximately 350 feet east of Chapel Drive to the west corner of Otis Street and Conradi Street (applicant: FSU Conradi; agent: Holland & Knight LLP), set for public hearing on August 20, 2008 (Option 1 as recommended by Planning).

**Item 20** - Voted 5-0 to adopt the proposed Growth and Economic Stimulus Package, and authorize the Director of Growth Management to hold all Land use and Environmental Services (LUES) fees in abeyance until building permit applications are received for a maximum of ten (10) individual development projects Citywide identified by the Economic Development Council (EDC) and up to an additional five (5) projects on Gaines Street (Option 1 as recommended by Growth Management) (Note: This included the adoption of Resolution No. 08-R-33, establishing a new Growth Management Fee Schedule.)

The Commission commended Growth Management Director Bob Herman and the staff who had worked on this innovative proposal; requested that the Commission be informed on the 10 parcels that were identified; and suggested that this might lead to a policy of pre-permitting.

**Item 21** - Voted 5-0 to authorize an agreement between the City and the Tallahassee Senior Citizens Foundation to provide state grant funding for improvements to the Tallahassee Senior Center - providing that the City will administer the improvements and repairs to the Tallahassee Senior Center as identified in a state grant agreement between the Foundation and the Florida Department of Elder Affairs, and the Foundation will use the Grant proceeds to reimburse the City for the cost of those repairs and improvements; and to approve an appropriation of \$249,661 in the Capital Projects Fund for the costs and grant revenue provided through the agreement (Option 1 as recommended by Economic and Community Development)

**Item 22** - Voted 5-0 to authorize the City Manager to execute an agreement with the Tallahassee Community Redevelopment Agency (CRA) in which the Agency will provide an amount not to exceed \$796,000 for the demolition of the Johns and Clemons Buildings, and to include a requirement that the City reimburse the Agency in the event the Performing Arts Center is not constructed on the subject property (Option 1 as recommended by Economic and Community Development)

**Item 23** - Voted 5-0 to approve and authorize staff to execute contracts for the abatement and demolition of buildings purchased from the State of Florida (IFB #0089-08-TJ-BC) to the following low bidders meeting specifications (Option 1 as recommended by the Assistant to the City Manager/Property Management):

- Cross Construction, Inc., in the amount of \$242,559, for the demolition of the Johns Building, located at 725 South Bronough Street
- Cross Environmental Services, Inc., in the amount of \$62,320.07, plus a contingency up to an additional \$30,000 for estimated below grade abatement costs, for the demolition of the Clemons Building, located at 704 South Duval Street
- Crowder Excavating and Land Clearing, Inc., in the amount of \$65,935, for the demolition of a building located at 319 West Madison Street

**Item 24** - Voted 5-0 to adopt a FY2009 tentative millage rate of 3.2115 for the City, 1.0 mill for the Downtown Improvement Authority (DIA), and confirmed public hearings on the millage rates scheduled for September 10 and 24, 2008 (Option 1 as recommended by Management & Administration)

**Item 25** - Voted 5-0 to adopt Resolution No. 08-R-32, authorizing the City Manager to execute a 30-year Natural Gas Supply Agreement with Lehman Brothers, Inc. and its bond-issuing gas supply agent, Mainstreet - providing for approximately 15% of the current natural gas requirements for the Electric and Gas Utilities through prepaid transactions, for a savings of \$3.3 million annually or approximately \$98 million over the life of the contract (Option 1 as recommended by Energy Services)

**Item 26** - Held a public hearing on the allocation of a FY2008 Justice Assistance Grant (JAG), in the amount of \$126,238, including \$64,338 from the U. S. Department of Justice to be administered by the Tallahassee Police Department (TPD), and \$61,900 from the Florida Department of Law Enforcement (FDLE) to be administered by Leon County; and voted 4-0 (Commissioner Mustian absent) to authorize TPD to accept and expend the U. S. Department of Justice JAG funds and approximately \$1,000 in interest earnings (Option 1 as recommended by TPD)

There were no speakers on this item.

**Item 27** - Held the second and final public hearing on Ordinance No. 08-O-19, introduced on May 14, 2008 (the first public hearing was held on May 28, 2008); voted 4-0 (Commissioner Mustian absent) to adopt the ordinance, amending the Land Development Code to implement the Providence Neighborhood Overlay (PNO) on properties zoned Central Urban within the Providence Neighborhood, and to limit allowed uses within the PNO (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 28** - Held the second and final public hearing on Ordinance No. 08-Z-20, introduced on May 14, 2008 (the first public hearing was held on May 28, 2008); voted 5-0 to adopt the ordinance, amending the Official Zoning Map changing the zoning classification from the CU Central Urban zoning district to the CU-18 Central Urban 18 and CU-45 Central Urban 45 zoning districts (Option 1 as recommended by Planning)



There were no speakers on this item.

**Item 29** - Held the second and final public hearing on Ordinance No. 08-O-30, introduced on May 28, 2008 (the first public hearing was held on June 25, 2008); voted 5-0 to adopt the ordinance, amending the Land Development Code to disengage the University Transition zoning district from the Development Standards Matrix and modifying standards applicable to the Activity Center zoning district, based on the findings of fact and conclusions of law set forth in the agenda item and the recommendation of the Planning Commission (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 30** - Held the first of two public hearings on Central Urban Southeast and Southwest Rezoning Ordinance No. 08-Z-31, introduced on May 28, 2008, which would apply site-specific Central Urban zoning districts to all properties located in the southern portion of the City currently zoned Central Urban (PRZ #080006); by consensus, continued and rescheduled the public hearing for August 20, 2008, and scheduled the second and final public hearing for October 22, 2008 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 31** - Held a public hearing on Ordinance No. 08-Z-35, introduced on May 28, 2008, and voted 5-0 to adopt the ordinance, amending the Hermitage Planned Unit Development (PUD) Concept Plan from a 120-unit condominium to an up to 125-room hotel and up to 25,000 square foot retail center based on the findings and condition of the Development Review Committee (DRC) and the Planning Commission (Option 1 as recommended by Planning)

There were no speakers on this item.

Mr. Wade Pitt, 805 N. Gadsden Street, representing Hermitage Ventures LLC, indicated his availability to answer questions in support of this item.

**Item 32** - Held a public hearing on Pecan Plantation Apartments Phase II Rezoning Ordinance No. 08-Z-36, introduced on May 28, 2008, and voted 5-0 to adopt the ordinance, rezoning .95 acres located on the south side of Pecan Road approximately 700 feet east from the intersection of Mission Road and Pecan Road from R-3 to MR-1 (Medium Density Residential) (PRZ #080011) (applicant/owner: Veith Construction, Inc.; agent: Parker Consulting Services, Inc.) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 33** - Held a public hearing on College Park Residences Rezoning Ordinance No. 08-Z-39, introduced on May 28, 2008, and voted 5-0 to adopt the ordinance, rezoning five (5) parcels totaling 2.2 acres located near the intersection of West Park Avenue, West College Avenue and Macomb Street from UPUD (Urban PUD) to the DI (Downtown Institutional/Cultural/University Transition Areas zoning district (PRZ 080012) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 34** - Held a public hearing on Stadium West Student Housing UPUD Rezoning Ordinance No. 08-Z-41AA, introduced on May 28, 2008, and voted 4-0 (Commissioner Katz absent) to adopt the ordinance as amended, rezoning 7.53 acres located at the northeast corner of the intersection of Belle Vue Way and South Lipona Road from UT (University Transition) to the UPUD (Urban PUD) zoning district (PRZ #080013), based on the findings and conditions of the

DRC and the Planning Commission (applicant: WP South Acquisitions, LLC; agent: Poole Engineering and Surveying, Inc.) (Option 1 as amended as recommended by Planning)

- Mr. Barry Poole, of Poole Engineering and Surveying, Inc., 2145 Delta Boulevard, appeared before the Commission in support of this item.
- Ms. Nancy Linnan, 215 S. Monroe Street #500, representing Wood Partners, indicated her availability to answer questions in support of this item.

**Item 35** - Held a public hearing on Ordinance No. 08-O-44AA, introduced on June 18, 2008, and voted 5-0 to adopt the ordinance, amending the Land Development Code revising requirements for Environmental Management Permits and General Permits (Option 1 as recommended by Public Works/Streets & Drainage)

There were no speakers on this item.

**Item 36** - Held a public hearing on Ordinance No. 08-O-49, introduced on June 18, 2008, which would increase maximum fees for vehicle towing, and after initially voting 0-5 on a motion to adopt the ordinance (effectively denying the ordinance) and subsequently voting 4-1 (Commissioner Gillum opposed) to reconsider that action, the Commission voted 4-1 (Commissioner Gillum opposed) to adopt Ordinance No. 08-O-49AA - amended to include only the proposed maximum fee increases for rotation towing, excluding from the ordinance the proposed maximum fee increases for trespass towing (brought forward by the City Attorney)

Directed staff to do an analysis of problematic business practices of towing companies in the community, especially for roam towing, provide information on whether prior fee increases had impacted the number of tows, and provide an economic analysis justifying fee increases

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

- Mr. Patrick Emilien and Mr. Cliff Alexander, representing Florida State University Student Governments (opponents)
- Mr. Jim Patton, of Ability Towing, 2613 Springhill Road, representing 27 towing companies in Leon County (proponent)

**Item 37** - Held a public hearing on Ordinance No. 08-O-50AA, introduced on June 18, 2008, and voted 5-0 to adopt the ordinance, increasing taxicab maximum rates (Option 1 as recommended by the City Attorney)

Directed staff to investigate a minimum charge or surcharge for Airport taxi service as part of another agenda item on Airport services regulatory issues

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

- Ms. Barbara Wade, 2912 Gerald Drive (proponent)
- Mr. Franz Hofbauer, 1923 Sabra Drive, representing City Taxi Inc. (proponent)

**Item 38** - Held a public hearing on Ordinance No. 08-O-52, introduced on June 25, 2008, and voted 5-0 to adopt the ordinance, amending the City Code regarding loading zones, special construction zone permits, and parking meter time limits (Option 1 as recommended by the City Attorney)

There were no speakers on this item.

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## City Commission Information and Sharing of Ideas

Commissioner Mustian announced his intent to pursue utilizing some Tree Bank funds for plantings along Tennessee Street.

CTC:RMD:ecg:07-10-08;rev.08-12-08

### City Commission Meeting Summary - August 19, 2008

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

Received a brief update on the City's preparations for Hurricane Fay and the current status of the hurricane

Received the City Manager's Budget Message on the Proposed FY2009 Operating Budget (All budget documents have been placed on file in the Office of the City Treasurer-Clerk.)

Voted 4-1 (Commissioner Gillum opposed) to approve an increase in the price of cemetery plots to 75% of the market price, with staff to evaluate including some provision for a reduction in price based on need

Discussed potential cost saving options and directed staff to provide additional information, including:

- whether the savings from potentially changing two City holidays to floating personal days would be worthwhile
- information on going from two Comprehensive Plan amendments cycles per year to one cycle per year, bundled with a proposed change in procedure to require text amendments to be reviewed by the City Commission before expending staff time on them, and a change to the fee structure to be more commensurate with cost recovery and in line with fees charged by other governments
- the staff's intent to pursue going to a four-day work week outside of the budget process
- data to support take-home police vehicles as a deterrent to crime as well as the overall take-home vehicle policy
- a historic review of the number of staff per population, demonstrating how the City government was "doing more with less"
- whether there might be some potential cost savings associated with combining all three local government television channels, i.e., the County, City and School System, with a joint planning board to oversee the three stations
- explore the creation of an incentives program for carpooling or using the bus
- a more detailed report on expenses and revenues in the Building Inspection Fund
- directing that the operation of the Hilaman Golf Course continue as is for the short term
- cost information on the walk-up utilities service center cost and the cost for new customer service providers
- not eliminate two (2) Assistant Center Supervisor positions and direct the staff to find equivalent cost savings elsewhere in the budget
- pursue expanding the reserve/auxiliary police program to assist with special events as well as the crossing guard program
- monitor the impact of the proposal for addressing the special events funding of police overtime and bring back the issue after a year with better data
- charge \$10 per hour per officer for police secondary employment, to be brought back for review in a year with an analysis of the actual cost

- research and bring back information on setting an income-based after school fee for youth at the community centers, and provide demographic information on youth participants based on census tract information
- provide a written explanation on how much of the solid waste transfer station tipping fee went to the final disposal site
- investigate the potential of developing some lower cost alternatives to constructing sidewalks along Bradford Road that was not fully ADA compliant, based on the sloping terrain in that area, covering ditches along Lonnbladh Road, and consider all sidewalk projects and Neighborhood Infrastructure Enhancements Program (NIEP) projects in this context
- investigate how to assign the responsibility for coordinating bike-ped issues as the community moved away from vehicular transportation to other alternatives
- bring back options for a proposed employee lay-off compensation package with a lump sum payment amount based on years of service and information on potentially paying the full cost of six months of health insurance coverage, and comparable information on actions being taken by other governments to compensate employees who were being laid off
- information on the rate the City paid for Unemployment Compensation and how that rate was determined
- a recommendation on lowering the take home vehicles cost to cover the cost of restoring the two (2) community center supervisory positions to the budget
- confirmed with staff that Leon County and United Way had restored their cuts to the CHSP budget
- provide information on how increased overtime costs were being addressed

Commended City Manager Thompson and the budget team on doing a good job with the proposed budget.

Confirmed that the statutorily required public hearings on the budget were scheduled for September 10 and 24, 2008, at 6:00 p.m., in the City Hall Commission Chambers, to be followed on September 24, 2008, with the final approval of the budget

CTC:RM:ecg

#### City Commission Meeting Summary - August 20, 2008

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

**Item 1** - Recognized Parks and Recreation Life Guards Jeremy Whitt, Morgan Higman, Kory Tilbury, J. R. Ervin, Conrad Hansen, Liz Warwick, Tra Hunter, Bailey Reinhardt for their quick thinking and utilizing their life saving skills in three major life saving events, and lifeguards Diane Grant and Ashira Morris for assuming full responsibility of all pool activities while this occurred; also, gave special thanks to the American Red Cross and the American Heart Association for their role in providing training and equipment to the City of Tallahassee to make its employees "Heart Ready" (brought forward by Mayor Marks)

Mr. Bob O'Kelley also appeared before the Commission and thanked the lifeguards for saving his life.

**Item 2** - Presented a proclamation to the family of Tallahassee native Master Sergeant Shawn E. Simmons, killed in combat in Afghanistan, recognizing his ultimate sacrifice to his country, noting his many awards and decorations for his service, and the posthumous award of the Bronze Star Medal (brought forward by Mayor Marks)

Ms. Alberta Simmons, the mother of Master Sergeant Shawn E. Simmons, appeared before the Commission and accepted this proclamation.

**Item 3** - Mr. Kelley Phillips, of the Experimental Aircraft Association, EAA Chapter 445, based in Tallahassee, presented a Plaque of Appreciation in recognition of and in appreciation for the City of Tallahassee's 80-year commitment to air travel from 1928 to 2008. He thanked the City for its support of the 2008 AirFest Show and presented the City with a Limited Edition #5 print of a painting by artist Bill Hokum, of Perry, Florida, of a P-51 Mustang fighter airplane of World War II, one of the military aircraft on which pilots were trained at the Tallahassee Dale Mabry Air Field during the period 1941 to 1945. Mr. Phillips thanked the sponsors and supporters of the AirFest Show and the Airport.

Mr. Kenneth Austin, Director of Aviation, joined Mayor Marks in accepting this plaque and print.

**Item 4** - Presented a proclamation to Ms. Sandra Kay Collins, Principal of R. Frank Nims Middle School, in recognition of the school's outstanding accomplishments during her first year of leadership, bringing the school from a ranking of F to a C; also presented Ms. Collins with token gifts of appreciation in celebration of her advocacy for children

Additionally, Commissioner Gillum recognized the attendance of other School Board members and thanked everyone who had helped make the 2007-08 Digital Harmony pilot program a success, an initiative to provide desktop computers complete with Internet access, learning software and ongoing training and support, to each incoming sixth grader at Nims School.

**Item 5** - Accepted the presentation of the Florida Department of Transportation (FDOT) Aviation Project of the Year award, presented by Mr. Bill Ashbaker, recognizing the City of Tallahassee for the Tallahassee Regional Airport Air Cargo Complex (brought forward by Mayor Marks)

Director of Aviation Ken Austin and the Project team joined the Mayor in accepting this award.

**Item 6** - Presented a proclamation, proclaiming August 25<sup>th</sup> 2008, as Tallahassee Fire Fighter Appreciation Week and commending the Tallahassee Fire Department for its support of the Muscular Dystrophy Association (brought forward by Mayor Marks)

Fire Chief Dick, joined by some City firefighters representing the Fire Department, appeared before the Commission and accepted this proclamation.

**Item 7** - Mr. Greg Wilson and Mr. John Harvey, members of the CRTPA Multi-Modal Advisory Committee, and representatives of the Bike-Walk Network, a local bike-ped advocacy group, gave a presentation on the benefits that an independent City-staff Bike-Ped Coordinator could bring to the City (brought forward by Commissioner Mustian)

The Commission briefly discussed soliciting County participation in developing a plan to meet this need.

**Items 8-17, 19-22 and 24** - Voted 4-0 (Commissioner Katz absent) to approve the staff's recommendations presented in Consent Agenda Items 8-17, 19-22 and 24, taking the following action:

Item 8 - Approved the appointment of citizens to serve on the Urban Design Commission, including Andrew Chin to Seat 1, Sheila Costigan to Seat 2, and

the reappointment of David Ramsay to Seat 3, to terms expiring July 2011 (as recommended by Mayor Marks)

Item 9 - Approved the proposed Property Damage Claim Settlement pertaining to property at 1472 Mitchell Avenue, owned by John and Sandy O'Neal, resolving their claim against the City for \$40,367.01, plus City-incurred costs totaling \$54,022.53, for a total case settlement of \$54,022.53 to be paid from Risk Management Funds, as approved by the Liability Oversight Committee (Option 1 as recommended by the City Attorney)

Item 10 - Authorized staff to enter into an engineering task assignment agreement with CDM, Inc., Airport General Engineering consultant under Contract 06C1275, to provide environmental engineering services for the Reconstruction of Runway 9-27 (COT Project No. 07131), at a cost of \$530,690 (Option 1 as recommended by Aviation)

Item 11 - Adopted Resolutions Nos. 08-R-35 and 08-R-38, authorizing the execution of FDOT Joint Participation Agreements (JPAs) (FDOT No. 22681919401 and 42230149401), and approved a Budget Amendment to add \$250,000 of FDOT funds and \$250,000 of Airport RR&I funds to Project #0100171 (Option 1 as recommended by Aviation)

Item 12 - Ratified the City Manager's re-appointment of Joel Dodson for one successive term as Code Magistrate, with a term to expire June 2011, and appointment of Regina Davis as Code Magistrate with a full term to expire August 2011 (Option 1 as recommended by Economic & Community Development)

Item 13 - Approved an appropriation of bond funds in the amount of \$1,869,500, and the purchase of twenty-one (21) 63kA, 115 kV circuit breakers for the Hopkins Power Plan switchyard from Areva T&D, low bidder meeting specifications, in the amount of \$1,669,500 (Option 1 as recommended by Electric Utility)

Item 14 - Approved a budget transfer in the amount of \$50,000, from Project 08011 - Corn Hydro Master, to Project 06104 - Corn Head Gate Seal Repairs; and approved the purchase and replacement of Corn Hydro Head Gate Seals (Bid #0131-08-RM-BC) to BIS Frucon Industrial Services, low bidder meeting specifications, in an amount not to exceed \$309,861 (Option 1 as recommended by Electric Utility)

Item 15 - Approved the purchase of a replacement tractor, a 2008 Bobcat Skid Steer, from Bobcat, of Thomasville, Georgia, per Florida Sheriffs Association Contract #07-15-0827, for the cost of \$39,302, and the purchase of one low flow skid steer cutter head attachment (IFB #0155-08-BM-BC) from Vermeer Southeast, low bidder meeting specifications, for a cost of \$17,812.50 (Option 1 as recommended by Fleet Management)

Item 16 - Approved the award of a construction contract for the Lake Elberta Park Paved Bike/Pedestrian Trail (IFB #0164-08-ER-BC) to North Florida Asphalt, Inc., low bidder meeting specifications, in the amount of \$162,053.55 (Option 1 as recommended by Parks, Recreation and Neighborhood Affairs [PRNA])

Item 17 - Approved a Change Order, in the amount of \$82,890, to the Engineering Consultant Services Purchase Order with Baskerville Donovan,

Inc., to complete development of the final construction plans reflecting all right-of-way negotiations, utility relocations and permit issues for the Lipona Road PASS Project (Option 1 as recommended by Public Works/Engineering)

Item 18 - DELETED FROM THE AGENDA a request for approval of the Tippecanoe Hills Phase 1 Subdivision Plat (brought forward by Public Works/Engineering)

Item 19 - Adopted Resolution No. 08-R-30, authorizing a FDOT JPA to provide StarMetro with a FY 2009 annual operating grant allocation of \$969,684, which was a \$5,754 increase over the FY 2008 allocation (Option 1 as recommended by StarMetro)

Item 20 - Approved and authorized StarMetro to apply to the Federal Transit Administration (FTA) for available Intelligent Transportation System (ITS) funding secured by Congressman Boyd, in the amount of \$490,000, and upon receipt of such funds, execute the grant and expend the funding (Option 1 as recommended by StarMetro)

Item 21 - Approved an engineering services task order for the Park Avenue Tributary #1 Preliminary Engineering Study, in the amount of \$102,755, with Singhofen and Associates, Inc., under Stormwater Engineering Continuing Services Contract #868 (Option 1 as recommended by Underground Utilities)

Item 22 - Approved the award of a contract for electrical upgrades to City Water Well 17 (IFB #0186-0-2008/VA) to All Florida Electric of Tallahassee, Inc., low bidder meeting specifications, in the amount of \$348,963 (Option 1 as recommended by Underground Utilities)

Item 23 - MOVED TO POLICY FORMATION AND DIRECTION an item relating to the adoption of Resolution 08-R-39 (brought forward by the City Treasurer-Clerk) - SEE BELOW

Item 24 - Approved the minutes of the following City Commission meetings (as recommended by the City Treasurer-Clerk/Records Management):

- June 18, 2008 - Regular Target Issue Workshop
- June 18, 2008 - Regular Meeting
- June 25, 2008 - Regular Meeting
- July 1, 2008 - Budget Workshop
- July 2, 2008 - Regular Meeting
- July 9, 2008 - Regular Meeting

**Item 23 (moved from Consent)** - Voted 3-0 (Commissioners Gillum and Mustian absent) to adopt Resolution 08-R-40, approving a public hearing in accordance with the federal Tax Equity and Fiscal Responsibility Act (TEFRA) and authorizing the City Treasurer/Clerk to schedule, give notice of and conduct such public hearing (as recommended by the City Treasurer-Clerk)

**Item 25** - Voted 4-1 (Commissioner Gillum opposed) to reaffirm that the \$150 fee for Rooming House Registration Renewal should remain in place and that a 45-day grace period will be granted to allow those who have not yet paid the fee to be charged the \$150 fee without the double fee penalty normally required (upon expiration of the 45-day grace period), and direct staff to pursue compliance with the update requirements by charging the double fees as outlined in the rooming house ordinance and issue notices of violation for those

rooming house property owners who have not achieved compliance (Option 1 as recommended by Growth Management)

**Item 26** - Received a staff update on the Rooming House Ordinance and related enforcement activities (brought forward by Economic and Community Development [ECD])

**Item 27** - Voted 3-1 (Commissioner Lightsey opposed; Commissioner Mustian absent) to authorize staff to move forward with the Human Services Needs Assessment Process Evaluation; to create a work order in the amount of \$110,000, with \$70,000 drawn from the ECD operating budget (City Account #001-260902-540010); and to appropriate the receipt and expenditure of \$15,000 from Leon County and \$25,000 from the United Way of the Big Bend (Option 1 as recommended by ECD)

**Item 28** - Voted 4-1 (Commissioner Mustian opposed) to approve the collective bargaining agreements covering the bargaining units represented by the International Association of Firefighters (IAFF) (as recommended by Human Resources)

**Item 29** - Received a staff update on actions taken to address Public Utility Regulatory Policies Act (PURPA) Standards on Net Metering, Fuel Diversity and Generation Efficiency as identified in Section 1251 of the Energy Policy Act of 2005; voted 3-0 (Commissioners Gillum and Mustian absent) to adopt the provisions set forth in Section 1251 of the Energy Policy Act of 2005, and direct the Electric Utility to continue to ensure these provisions are properly considered in its planning and operating procedures (Option 1 as recommended by Electric Utility)

**Item 30** - Voted 3-0 (Commissioners Gillum and Mustian absent) to extend the maturity date to December 31, 2008, for repayment of the line of credit agreement with Housing Tallahassee LLC for the construction of the Carolina Oaks Subdivision, and revise the agreement to include an amended payment schedule (Option 1 as recommended by ECD)

**Item 31** - Voted 3-0 (Commissioners Gillum and Mustian absent) to approve funding for water and sewer relocations for FDOT's Mahan Drive (State Road 10) Highway Project (FPID No. 219843-1-52-02), and authorize the City Manager or her designee to execute the Locally-Funded JPA in an amount not to exceed \$3.3 million (Option 1 as recommended by Underground Utilities)

**Item 32** - Voted 3-0 (Commissioners Gillum and Mustian absent) to approve the purchase of five (5) replacement street sweepers and maintenance packages from Environmental Products of Florida, Inc., pursuant to Contract #1619, for an initial cost of \$616,680 after crediting the purchase price for old sweepers, with all the advantages of leasing and additional enhancements, i.e. (i) maintain ownership to evaluate the program, (ii) all components covered in the warranty with the exception of brooms and operator damage, (iii) buy-back purchase of the City-owned sweepers for \$44,600 each, and (iv) a maintenance program (Option 1 as recommended by Public Works/Fleet Management)

**Item 32.1** - Voted 3-0 (Commissioners Gillum and Mustian absent) to adopt Resolution No. 08-R-39, authorizing the issuance of City of Tallahassee, Florida Healthcare Facilities Subordinated Revenue Bonds (Tallahassee Memorial Healthcare, Inc. Sleep Center Project), Series 2008, in an aggregate principal amount not exceeding \$700,000 and approving the form of Trust Indenture and the form of Loan Agreement (Option 1 as recommended by the City Treasurer-Clerk and the City Attorney)

**Item 33** - Held a public hearing on the proposed Fiscal Year 2009 operating and capital budgets (presented by DMA)

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



- Mr. Paul Lowery, 5366 Tewkesburg Trace, representing the Desoto Trail Elementary School PTO (opposing the crossing guard cut at the Kerry Forest Parkway crosswalk)
- Mr. Sandler Dickson, 729 Kenilworth Road, representing Waverly Hills (opponent of Community Services/Neighborhood Affairs budget cut)
- Mr. Tom Morgan, 2996 Fenwick Court East, representing the Foxcroft Neighborhood and the Council of Neighborhood Associations (CONA) (opponent of Community Services/Neighborhood Affairs budget cut)
- Mr. Stephen Hogge, 410 East 9th Avenue, President of CONA (opponent of Community Services/Neighborhood Affairs budget cut; submitted letter for the record)
- Mr. Darwin Gamble, 1248 Halifax Court, representing Great Brandt Hills Neighborhood Association (opponent of Community Services/Neighborhood Affairs budget cut)
- Mr. Dewayne Purifoy, 3250 Nekama Lane (opponent of increased Parks & Recreation fees)
- Mr. Gerald Butler, 2074 Midyette Road #326, representing Adult Flag Football (opponent of reducing an official and increasing fees)
- Mr. Derrick Folson, 849 Dunn Street (opponent) (submitted a speaker form but did not appear)
- Ms. Kirsten L. Olsen, 1804 Jean Avenue (opponent of selling or leasing Hilaman park and Golf Course) (did not appear, but submitted for the record a letter of opposition with an attached petition with 11 signatures opposing the lease or sale of the Hilaman Park Golf Course)

**Item 34** - Held the first and only public hearing on Inclusionary Housing Ordinance No. 07-O-07AA, introduced on February 14, 2007, and continued from March 28, 2007; voted 5-0 to adopt the ordinance, amending the City Code to establish \$159,000 as the Average Sales Price (ASP) and \$204,000 as the Maximum Purchase Price (MPP), and adopting the proposed amendments to City Commission Policy 1103 (Administration and Implementation of Inclusionary Housing Ordinance) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 35** - Held a public hearing on Canopy PUD Rezoning Ordinance No. 07-Z-43AA, introduced on August 29, 2007, and continued from June 25, 2008, which would rezone a 508-acre parcel located at the southeast corner of the intersection of Fleischman Lane and Centerville Road, in the "Toe" of the Welaunee Plantation property, from CPA (Critical Planning Area) to Canopy Planned Unit Development (PUD) (PRZ #070015) (applicant: CNL Tallahassee I, LLC; agent: Moore Bass Consulting, Inc.); by consensus, continued the public hearing to October 22, 2008, as requested by the applicant (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 36** - Held a public hearing on 1220 Park Avenue, etal., Rezoning Ordinance No. 08-Z-22, introduced on April 9, 2008, and continued from April 23 and May 28, 2008; voted 3-2 (Commissioners Marks and Lightsey opposed) to adopt the ordinance, rezoning 1.21 acres at the northwest corner of East Park Avenue and Magnolia Drive from OR-3 (Office Residential) to C-2 (General Commercial) (RZ #080005) (applicants/owners: PESCO Inc., Public Employees SC, and Ben F. Betts, Jr.; agent: Canter Group Planning and Design) (brought forward by Planning)

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

- Mr. Chris Moore, 1005 Hays Street (opponent)
- Mr. Tyler Gautier, 1001 Hays Street (proponent)
- Ms. Lynette Pichard, 1123 Hays Street (opponent) (submitted a speaker form but did not appear)

- Mr. David W. Pichard, 1123 Hays Street (opponent) (submitted a petition with 16 signatures opposing this rezoning)
- Mr. Collin Cherry, 1114 E. Park Avenue, representing Friends of Park Avenue (opponent)
- Ms. Jennifer Cherry, 1114 E. Park Avenue (opponent)
- Ms. Betty W. Maurey, 1114 Hays Street (opponent)
- Mr. Kevin McAlpine, 1000 Hays Street (proponent)
- Ms. Patricia Gritta, 1108 Hays Street (opponent) (submitted a letter for the record from the Tallahassee Trust for Historic Preservation, confirming the East Park Avenue properties in historic districts)
- Mr. Drew Gilbert, 210 Smith Street (opponent)
- Ms. Karen Gilbert, 210 Smith Street (opponent)
- Mr. Mark Tarmey, 2006 E. Forest Drive, representing The Florida Trust for Historic Preservation and The Tallahassee Trust for Historic Preservation (opponent)
- Mr. Jim Canter, 1624 Village Square Blvd, representing Canter Group for Morning Star Properties (proponent)
- Mr. Francis Rentz, 2065 Thomasville Road (proponent)

**Item 37** - Held a public hearing and voted 5-0 adopt Resolution 08-R-29, adopting and certifying the 2008 non-ad valorem assessment roll for certification to the Leon County Tax Collector (Option 1 as recommended by the City Treasurer-Clerk/Tax and Revenue)

There were no speakers on this item.

**Item 38** - Held the first of two public hearings on Central Urban Southeast and Southwest Rezoning Ordinance No. 08-Z-31, introduced on May 28, 2008, and continued and rescheduled from July 9, 2008, which would apply site-specific Central Urban zoning districts to all properties located in the southern portion of the City currently zoned Central Urban (PRZ #080006); voted 5-0 to amend Ordinance No. 08-Z-31 by removing certain neighborhood in which the residents objected to the ordinance; and announced the second and final public hearing on Ordinance No. 08-Z-31AA scheduled for October 22, 2008 (Option 1 as amended as recommended by Planning)

Ms. Annarene F. Wineglass, 752 Violet Street, representing the Allen Subdivision on FAMU Way (opponent), submitted a speaker form but did not appear.

Ms. Jolillian A. Hunter, 1323 S. Bronough Street, representing the Allen Subdivision and the South Bronough Street Neighborhood Association, appeared before the Commission in opposition to this item.

**Item 39** - Held the first of two public hearings on Ordinance No. 08-O-42AA, introduced on July 2, 2008, which would amend the allowed uses and development standards in the CU 18 Central Urban, CU-26 Central Urban, and CU-45 Central Urban zoning districts, and announced the second and final public hearing scheduled for October 22, 2008 (Option 1 as recommended by Planning)

Commissioner Lightsey requested that the staff bring back some examples with sites associated with them.

There were no speakers on this item.

**Item 40** - Held the first of two public hearings on Ordinance No. 08-O-43, introduced on July 2, 2008, which would amend the District Intent and Building Restrictions of the Commercial

Parkway zoning district, and announced the second and final public hearing scheduled for October 22, 2008 (Option 1 as recommended by Planning)

Mr. Wade Pitt, 805 N. Gadsden Street, representing Harold Palmer and Bob Dean, indicated his availability to answer questions in support of this item.

There were no speakers on this item.

**Item 41** - Held a public hearing on Mission Road Abandonment Ordinance No. 08-O-53, introduced on July 9, 2008, which would abandon a portion of the Mission Road right-of-way, approximately 145 feet east of Yonview Drive to approximately 185 feet west of Ocala Road (agent: Wilson Miller); by consensus, closed the public hearing and scheduled the item for final action on October 22, 2008, in order to allow the Planning Commission to approve the recommended changes to the DOAH Final Order (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 42** - Held a public hearing on Ordinance No. 08-O-54AA, introduced on July 9, 2008, which would abandon a portion of the right-of-way for Otis Street, approximately 350 feet east of Chapel Drive to the west corner of Otis Street and Conradi Street (applicant: FSU Conradi; agent: Holland & Knight LLP); by consensus, continued the public hearing to October 22, 2008, in order to allow the Planning Commission to make a recommendation (Option 1 as recommended by Planning)

There were no speakers on this item.

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**Unagendaed Speakers:**

Mr. Joe Schreiber, 566 Beverly Court, appeared before the Commission relative to increased rates for taxicabs and towing services, the need to require financials, and the need to ensure that the increased revenues from fees go to the taxicab drivers.

Mr. Kenneth Stoner, 3012 Byington Circle, appeared before the Commission and expressed distress at being required to obtain a permit and increased costs for a small home project that he had begun doing himself. He discussed his objection to being restricted from replacing a window, wood rot and making other minor repairs without a permit.

Mayor Marks requested that Mr. Stoner discuss his concerns with Assistant City Manager Coe.

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

Mayor Marks reported that he had been elected to serve as First Vice President of the Florida League of Cities (FLC), and advised that one resolution passed at a recent FLC meeting had been to require the Florida Legislature to comply with the Sunshine Law. He also commended Ms. Cynthia Barber on an excellent presentation made to the FLC on the City's greening initiatives.

Mayor Marks also discussed interest by a number of companies in redeveloping the City's O'Connell parcel, located in the Gaines Street Revitalization Area, and he confirmed the Commission's interest in moving forward with attempts to develop the property with a banquet hotel that could be used in conjunction with the Civic Center.

Commissioner Lightsey expressed concern with citizen complaints she had received about the amount of heavy truck traffic on City streets, and she requested a staff update on what was being done to control and keep through truck traffic out of town. She also requested that the

staff provide information to her on the necessity of having unattractive utility boxes located in the front yards of homes.

CTC:RM:ecg:08-22-08