

**September 10, 2003**

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

**Item 1** – Presented a proclamation recognizing Dr. Sybil Mobley as the 2003 Lifetime Leader and recognizing the following **2003 Distinguished Leadership Awards Finalists** (by Mayor Marks):

Ms. Althemese Barnes, Mr. Joe Briggs, Mr. Matt Brown, Mr. Tony Carvajal, Mr. Bryan Desloge, Ms. Sara French, Ms. John Green, Mr. Darrin Holloman, Mr. Jim Hunt, Mr. Tim Hunt, Mr. Henry Lewis, Mr. Jim Messer, Ms. Martha Olive-Hall, Mr. Jerry Osteryoung, Ms. Sharon Roush, Mr. Ron Sachs, Mr. Buddy Streit, Ms. Marjorie Turnbull and Mr. Kim Williams

**Item 2** – Presented a proclamation proclaiming September 10, 2003 as the Opening Day of the **Community Wellness Initiative** in the City of Tallahassee (by Mayor Marks)

County Commissioners Grippa, Sauls and Thael; Mr. Kim Williams, representing the business community; Mr. Ron Sachs, from Ron Sachs Communications; Ms. Robin Safley, representing Capital Health Plan (CHP); Ms. Claudia Armstrong, representing Florida State University; and Mr. Terry Strubble, representing the City of Tallahassee, appeared before the Commission relative to this item.

**Item 3** – Presented a proclamation recognizing the City's receipt of the **2002 Superior Accomplishment Award from the Florida Department of Environmental Protection (FDEP)** to the following City employees:

- Mr. Rick Fernandez, ACM City of Tallahassee Utilities
- Ms. Cynthia Barber, UBCS General Manager
- Mr. Kevin Wailes, Electric Utility General Manager
- Mr. Barry Boldissar, Solid Waste Services General Manager
- Mr. Sam Davis, Natural Gas Utility General Manager
- Ms. Jennette Curtis, Environmental Resources Administrator
- Mr. John Power II, Environmental Engineer

**Item 4** – Presented a proclamation proclaiming September 7-13, 2003 to be **International Housekeepers Week** in the City of Tallahassee, and recognized the City's Maintenance and Custodial Staff

- Ms. Pauline Washington
- Mr. Russell Collins
- Ms. Dorothy Lalanne
- Ms. Valiente Lalanne
- Mr. Wesley Holley
- Mr. Earnest Miller
- Ms. Dorothy Johnson
- Ms. Lillie Williams
- Ms. Denise DiGruccio
- Mr. Gene Harris

**Item 5** – Received an update and an invitation from the Tallahassee Celtic Festival Board of Directors to attend the **Seventh Annual Celtic Festival, scheduled for Saturday, Oct. 4, 2003, from 8:30 a.m. to 4:00 p.m., at Sunny Hill Farm at 7100 Roberts Road**

Ms. Joyce Oakley, President, and other members of the Tallahassee Celtic Festival Board of Directors, and Mr. Joe Ashcraft, who played the bagpipe, appeared before the Commission relative to this item.

**Consent Agenda Items 6 – 20** – Voted 5-0 to approve the staff's recommendations in Consent Agenda Items 6-20, taking the action shown:

Item 6 – Authorized the City Manager to execute the **Third Amended and Restated Lease Agreement, as well as the Declaration of Restrictive Covenant with Tallahassee Memorial Healthcare, Inc.** as presented, necessary as the result of recent property acquisitions and development activities at the hospital (Option 1 recommended by the City Attorney)

Item 7 – Approved the award of a contract to **Siemens Building Technologies, Inc.** (formerly Landis and Staefa), and authorized staff to execute the contract, for the renewal of the **Airport HJVAC Technical Support Program**, in the amount of \$75,712 for Year 1, with two one-year extensions at an annual cost of \$75,712 each (Years 2 and 3) (Option 1 recommended by Airport Facilities)

Item 8 – Approved the award of a construction contract for the **Airport GA Access Taxiway Project to Allen's Excavation, Inc., Tallahassee, FL**, low bidder meeting specifications, subject to acceptance by the Florida Department of Transportation (FDOT) and the Federal Aviation Administration (FAA), in the amount of \$596,207 (Option 1 recommended by Aviation/Airport Capital Program Administration)

Item 9 – Approved the award of a construction contract for the **Airport Runway 18-36 Paved Shoulders Project to Allen's Excavation, Inc., Tallahassee, FL**, low bidder meeting specifications, subject to acceptance by FDOT and FAA, in the amount of \$999,571.60 (Option 1 recommended by Aviation/Airport Capital Program Administration)

Item 10 – Approved a **task order to Sargent and Lundy**, in an amount not to exceed \$90,000, **for preliminary engineering support for the Peaking Resource Project** (Option 1 recommended by Electric Utility/Electric Production)

Item 11 – Authorized the City Manager to sign the **statewide mutual aid agreement**, defining how disaster mutual aid will be requested and provided (Option 1 recommended by the Tallahassee Fire Department/Emergency Management Coordinator)

Item 12 – Approved the award of bid for **supplying police car containment systems to Cruisers, Inc., of Brighton, Michigan**, low bidder meeting specifications, in the estimated cost to the City of \$34,809 (Option 1 recommended by Fleet Management)

Item 13 – Approved the amended **Permits and Enforcement Tracking System (PETS) Interlocal Agreement with the Leon County Board of County Commissioners**, and authorized the City Manager to execute the agreement (Option 1 recommended by the Chief Information Services Officer [CISO])

Item 14 – Approved the transfer of \$20,841 from the Parks and Recreation Department's General Fund Operating Budget into the **Golf Course Fund's Operating Budget** (Option 1 recommended by Parks and Recreation/Administrative Services)

Item 15 – Approved the Joint Participation Agreement (JPA) and adopted authorizing **Resolution No. 03-R-32, funding the State Employee Bus Pass Program** (Demand Elasticity Data Collection Project, Phase III) and authorizing execution of the grant documents (Option 1 recommended by TalTran)

Item 16 – Ratified a **three-month extension of Contract No. 00C0255 (Bid No. 0244-00-RS-BC) with Sandco, Inc., for the purchase of asphalt paving materials**, covering the period August 21, 2003 to November 20, 2003, at a cost of approximately \$550,000 (Option 1 recommended by Public Works/Streets & Drainage)

Item 17 – Approved the **Southwood Unit 2, Phase 3 Subdivision Plat**, containing 11.68 acres subdivided into 7 lots bounded on the north by Belle Meade Trail, on the south by Hemingway Boulevard, on the east by Biltmore Avenue and on the west by Southwood Unit 2, Phase 1 -- planned for development as Single-Family Detached Residential by the St. Joe Company, with John Baric as Vice President (recommended by Public Works/Engineering)

Item 18 – Approved the **Southwood Grove Park, Phase 1 Subdivision Plat**, containing 1.188 acres, subdivided into a single roadway, bounded on the north partially by unplatted land and partially by Riverton Trail, on the south by unplatted land, on the east by Grove Park Drive, and on the west partially by unplatted land and partially by Grove Park Drive – being developed by the St. Joe Company, with John Baric as one of its officers, with the roadway to be dedicated to the Capital Region Community Development District for the perpetual use of the public (recommended by Public Works/Engineering)

Item 19 – Approved the award of a **purchase order for the removal of sediment in City Pond Set E to Crowder-Gulf Joint Venture, Inc.**, in accordance with terms identified in Contract No. 01-C0345, in the amount of \$149,472.70 (Option 1 recommended by Public Works/Streets & Drainage)

Item 20 – Approved the **minutes** of the following City Commission meetings as districted:

- June 11, 2003 Regular Meeting
- June 12, 2003 Special (Cycle 2003-2 Comprehensive Plan Amendments Transmittal Hearing)
- June 18, 2003 Regular Target Issues Workshop
- June 25, 2003 Regular Meeting

**Items 21-30 – By consensus, introduced the following ordinances for public hearing on September 24, 2003, at 6:00 p.m., in the City Hall Commission Chamber:**

Item 21 – **Ordinance No. 03-O-63**, which would provide for the voluntary annexation of 1209 Paul Russell Road, consisting of nine (9) acres located on the south side of Paul Russell Road near the recently approved New Life Ministries annexation, owned by Sharon Ames-Dennard (Option 1 recommended by the Department of Management & Administration [DMA])

Item 22 – **Southwood PUD Rezoning Ordinance No. 03-Z-48**, amending the Southwood Planned Unit Development (PUD) on 3,273 acres located generally along both sides of Capital Circle Southeast between Tram Road and Old St. Augustine Road (RZ-381), as requested by the applicant, St. Joe Company/Arvida (Option1 recommended by Planning)

Item 23 – **Hartsfield Green Condominiums Rezoning Ordinance No. 03-Z-49**, rezoning 4.16 acres located on the south side of Hartsfield Road, approximately 250 feet east of Foster Drive, from R-3 Single Family Detached, Attached and Two-Family Residential District to PUD Planned Unit Development (RZ-382), as requested by the applicant, Only Green, Inc. (Option 1 recommended by Planning)

Item 24 – **Kleman Plaza PUD Rezoning Ordinance No. 03-Z-50**, rezoning 4.75 acres bounded on the north by College Avenue, on the east by Duval Street, on the south by Pensacola Street, and on the west by Bronough Street (Kleman Plaza, except for Lot 4), from CCPDOI Capital Center Planning District-Office Institutional to PUD Planned Unit Development (RZ-383), as requested by the applicant, the City of Tallahassee (Option 1 recommended by Planning)

Item 25 – **Southbrook (PUD) Rezoning Ordinance No. 03-Z-51**, rezoning 69.69 acres located at the northeast side of the intersection of Southwest Capital Circle and Balkin Road, from R-2 Single Family Detached Residential District 2 to PUD Planned Unit

Development (RZ-376), as requested by the applicant, Linderand, Inc. (Option 1 recommended by Planning)

Item 26 – **Ashleigh France Rezoning Ordinance No. 03-Z-52**, rezoning .78 acres located at the north side of DeVote Street approximately 200 feet east of Blountstown Street, from R-5 Manufactured Home and Single Family Detached Residential District to MR-1 Medium Density Residential District (RZ-385), as requested by the applicant, Ashleigh France (Option 1 recommended by Planning)

Item 27 – **Parrish Group Rezoning Ordinance No. 03-Z-53**, rezoning 10.6 acres located on the east side of Settlement Road between Settlement Road and Fleischman Road, from R-3 Single Family & Two Family Residential District to OR-3 Office Residential District (RZ-386), as requested by the applicant, Parrish Group (Option 1 recommended by Planning)

Item 28 – **Tharpe Street Holdings, Inc. Rezoning Ordinance No. 03-Z-54**, rezoning 16.45 acres located on the north side of West Tharpe Street approximately 1,300 feet west of Capital Circle Northwest from MK-1 Light Industrial District to OR-3 Office Residential District (RZ-387), as requested by the applicant, Tharpe Street Holdings, Inc. (Option 1 recommended by Planning)

Item 29 – **Jack M. Green, II Rezoning Ordinance No. 03-Z-55**, rezoning .81 acres located on the northeast corner of Blountstown Highway and Country Lane, from R-5 Manufactured Home and Single Family Detached Residential District to R-4 Single Family Detached, Attached and Two-Family Residential District (RZ-388), as requested by the applicant, Jack M. Green, II (Option 1 recommended by Planning)

**Item 30 – By consensus introduced Ordinance No. 03-O-64**, which would adopt the Cycle 2003-2 Amendments as part of the Comprehensive Plan, set for public hearing on September 23, 2003, at 6:00 p.m., in the Leon County Courthouse County Commission Chamber

**Item 31 – Voted 4-0** (Commissioner Katz abstained) to adopt **Resolution No. 03-R-28**, approving the rate schedule filed by Comcast Cablevision, Inc. (Option 1 recommended by Utility Business & Customer Services/Cable Regulations)

**Item 32 – Discussed the transfer of Gaines Street to the City from FDOT** and voted 5-0 to direct staff to notify the Metropolitan Planning Organization (MPO) that the City of Tallahassee will accept the ownership and maintenance of Gaines Street contingent upon all current funding commitments, and request that the MPO initiate the process to transfer the roadway (Option 1 recommended by Planning)

**Item 33 – Voted 5-0 to approve the Selection Committee's ranking of vision plan providers** as follows, authorize Human Resources to negotiate with the firms in the order of ranking to the extent necessary for selection of one firm, and authorize the City Manager to approve and execute the contract (Option 1 recommended by Human Resources):

1. **VisionCAre, Inc.**
2. Vision Service Plan, Inc.
3. EyeMed

**Item 34 – Voted 5-0 to approve the submittal of an application for a Florida Recreation Development Assistance Program (FRDAP) Grant**, in the amount of \$200,000, for the **renovation and upgrading of the Meridian Youth Sports Complex at Phipps Park** to include field lighting, parking, picnic area, play lot and trailhead, and appropriate the grant proceeds if the grant is awarded in July 2004 (Option 1 recommended by the Parks and Recreation Department [PRD]/Parks Division)

**Item 35 – Voted 5-0 to approve the Tallahassee Advanced Transportation Management System (TATMS) 2003 Technical Enhancements – Hardware Contract with Control Technologies**, sole source provider, in the amount of \$315,643.95, and further authorize the City Manager to execute the contract (Option 1 recommended by Public Works/Traffic Engineering)

**Item 36** – Held the first of two required public hearings on the **Proposed FY 2004 City of Tallahassee Budget**, taking the following specific actions (presented by DMA/Office of Budget & Policy):

1. Read into the record "The proposed millage rate for fiscal year 2004 is 3.7000 for the City of Tallahassee and 1.000 for the Downtown Improvement Authority. The proposed aggregate millage rate represents a 19.46% increase above the rolled back rate. This increase will be used to support general governmental services such as public safety." Resolution No. 03-R-29 was provided to state the percentage that the tentative millage rate exceeds the rolled-back rate.
2. Allowed public input on the City's proposed millage. In compliance with Florida Statute 200.065, this hearing was advertised per the TRIM notice, which was mailed to all property owners by the Leon County Property Appraiser.
3. Allowed public input on the City's proposed budget.
4. Allowed public input on the Downtown Improvement Authority's (DIA) proposed millage. In compliance with Florida Statute 200.065, this hearing was advertised per the TRIM notice, which was mailed to all property owners by the Leon County Property Appraiser.
5. Allowed public input on the DIA's proposed budget.

The following persons appeared before the Commission:

- Ms. Sue Dick, representing the Tallahassee Regional Chamber of Commerce Economic Development Council (EDC) (proponent of budget)
- Ms. Penny Herman, 1596 Marion Avenue (opponent of raising the millage rate)
- Rev. Alphonso B. Whitaker, 2404 Hartsfield Road, representing the Parks and Recreation Advisory Board (proponent of funding the Parks and Recreation Department budget request)
- Mr. Louis Rothman, 1017 Piney Z Plantation Road (opponent of budget)
- Dr. Norm Thagard, 200 S. Duval Street, Executive Director of the Challenger Learning Center (supportive of downtown development)
- Mr. Barry Moline, 3436 Welwyne Way (proponent of budget)
- Mr. Eugene Danaher, 10263 Thousand Oaks Circle (opponent of millage rate increase)
- Mr. Kim William, 917 Summerbrooke Drive (opponent of millage rate increase) (distributed handout – on file in the Office of the City Treasurer-Clerk)
- Ms. Barbara Sterling, 3307 Rutland Loop, representing the League of Women Voters (proponent of funding for City Elections in the Fall Cycle)
- Ms. Charlene Walker, 3505 Kilkenny Drive East, representing the American Lung Association of Florida, Big Bend Region (proponent of funding for improved TalTran service)
- Mr. Rudy Watson, 453 Collinsford Road (opponent of millage rate increase)
- Mr. Ted Thomas, 1469 Vieux Carre Drive, representing the Council of Business Association and Northeast Business Association (opponent of millage rate increase)
- Mr. Paul Martel, on behalf of the Better Transportation Coalition (proponent of funding for improved TalTran service)
- Mr. Gary Lloyd, 1922 Mallory Square, representing the Big Bend Sierra Club (proponent of funding for improved TalTran service)
- Mr. Jerry Edwards, 1603 Valley Road, President of the Inglewood Neighborhood Association (requested the Inglewood stormwater project be put back in the budget)
- Ms. Bonnie Gaughan Bailey, 2232 Armistead Road, President of the Betton Hills Neighborhood Association (urged approval of sidewalk construction along Armistead Road)
- Mr. Mike Ferrara, 1401 Toochn Nene, Indianhead Acres (opponent of millage rate increase)
- Ms. Beth LaCivita, 423 E. Virginia Street, representing the Tallahassee Trust for Historic Preservation (proponent of budget)
- Mr. Chad Teems, 3509 Crosshaven Lane, and Mr. Mike Hadden, representing the Professional Firefighters of Tallahassee (proponent of budget)
- Mr. David S. Ferguson, 3061 O'Brien Drive (opponent of millage rate increase)
- Ms. Mable J. Sherman, 2104 Wembley Way, representing the East Gate Neighborhood Association (proponent of budget)
- Ms. Karla Wood, 1514 Green Street (proponent of funding for improved TalTran service)
- Mr. Ken Armstrong, 307 E. 7<sup>th</sup> Avenue, representing the United Way of the Big Bend (proponent of budget)

- Mr. Irwin Jackson, P. O. Box 540 (opponent of millage rate increase)
  - Mr. John Hedrick, 2768 N. Sandal Loop Drive, Chairman of the Peoples Transit Organization (proponent of funding for improved TalTran service)
  - Mr. Allen Turnage, Piedmont Drive (opponent of millage rate increase)
  - Mr. Joe Thomas, 8429 Monk Lane, representing Visions of Manhood Program (proponent of budget)
  - Mr. Freddy Kaye, 1108 E. Park Avenue (opponent of millage rate increase)
  - Ms. Jackie Portman, 2106 E. Randolph Circle (proponent of funding for improved TalTran service)
  - Ms. Toni King, 4712 Crossway Court, representing the Grassroots Delegates of North Florida (proponent of funding for improved TalTran service)
  - Ms. Dot Inman-Johnson, 2121 Trescott Drive, representing the Capital Area Community Action Agency (proponent of budget)
  - Mr. Dan McDaniel, 1907 Ivan Drive (opponent of millage rate increase)
  - Mr. Ernest Ferrell, 1116 Tanner Drive, representing the Tallahassee Urban League (proponent of budget)
  - Ms. Cathy Morgan, 110 W. 5<sup>th</sup> Ave, Executive Director of the Sickle Cell Foundation, Inc. (proponent of budget)
  - Ms. Jevelle Robinson, 315 3<sup>rd</sup> Street SE, Havana, FL 32333, on behalf of the African Caribbean Dance Theatre, Inc. (proponent of budget)
  - Ms. Susan Stratton, 964 Rosebay Court, representing the Downtown Merchants & Business Association (opponent of raising parking fines)
  - Ms. Mary L. Dekle, 1416 N. Bronough Street, representing Legal Services of North Florida, 2119 Delta Boulevard (requested funding for the Team Child Project)
  - Ms. Peggy Munroe, 1514 Belleau Wood Drive, representing the Northeast Business Association: (opponent of millage rate increase)
  - Ms. Casie Moran, 1317 Lehigh Drive, representing the Center for Independent Living of North Florida, 1823 Buford Court (proponent of funding for improved TalTran service)
  - Mr. Ken Morris, 3229 Dungarvan Drive (opponent of millage rate increase)
  - Mr. Ed Haugabrook, 1005 Tanner Drive, on behalf of Ms. Edwina Stephens, 608 Famcee Avenue -- read a letter from Ms. Stephens in support of the budget (on file in the office of the City Treasurer-Clerk)
  - Mr. Kevin Koelemij, 2225 Amelia Circle, representing himself and Approved Realty Consultants (opponent of millage rate increase)
  - Ms. Marilyn Larson, 2806 Starmount Lane, representing the DIA (indicated her availability to provide information in support of the DIA's Proposed Budget and Millage Rate)
  - Mr. Bob Rackleff, 816 Cherry Street, provided a letter in support of funding improved TalTran service and opposing a raise in fares (on file in the Office of the City Treasurer-Clerk)
1. Voted 5-0 to approve adjustments to the City's proposed budget.
  2. Voted 5-0 to approve the City's tentative millage rate of 3.7000 mills, Resolution No. 03-R-29, and publicly announced "The proposed aggregate millage rate exceeds the rolled back rate by 19.46%. This increase will be used to support general governmental services such as public safety."
  3. Voted 5-0 to approve the City's tentative budget, as amended.
  4. Voted 5-0 to approve the DIA's tentative millage rate of 1.000 mill, Resolution No. 03-R-29.
  5. Voted 5-0 to approve the DIA's tentative budget.
  6. **Introduced Appropriation Ordinance No. 03-O-57**, reflecting all changes to the proposed budget approved by the Commission through August 27, 2003. Subsequent actions taken by the Commission to be adjusted for the final public hearing on September 24, 2003.

Additionally, the Commission concurred to consider some reduction in the proposed ½ mill property tax increase and requested some staff analysis of the suggestion to take a phased approach to increasing the parking ticket fines.

**Item 37 – Deleted from the agenda a public hearing on Senior Citizens Homestead Exemption Ordinance No. 03-O-56**, introduced on August 20, 2003, which would provide for an additional homestead exemption from City taxes, not to exceed \$25,000, to homeowners in the incorporated area who are 65 and older and meet certain requirements, beginning in the 2004 tax year (brought forward by DMA/Office of Budget & Policy) – **moved to September 24, 2003**

**Item 38** – Received an update from Commissioners Gillum and Mustian relative to their trip to Gainesville and some **differences between the City of Tallahassee and the City of Gainesville, Florida**, i.e., Gainesville having four CRA districts, a downtown design center, student districts for student housing, and a heavily used transportation system

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

At the suggestion of Commissioner Mustian, Commissioner Katz agreed to take on the issue of addressing the **conflict relating to the location of The Shelter on the fringe of the Frenchtown revitalization area** and keep the Commission updated on the issue.

Mayo Marks reported significant progress was being made on resolution of the **Cascades Park issue**, and City Attorney English reported the City was remedying the contamination of the small City-owned site across from Cascades Park. He noted that Commissioner Mustian had suggested the City site might be appropriate for some parking for future amenities of the Cascades Park facility.

**September 15, 2003**

**Joint City-County Workshop On Downtown Community Redevelopment Area**

The City Commission met in special joint workshop session with the Board of Leon County Commissioners (County Commission) and discussed County concerns regarding the City's Downtown Community Redevelopment Area (CRA), facilitated by Paul Remillard, Esq.

- By consensus, the City and County Commissions designated City Commissioner Mustian and County Commissioner Grippa to discuss and bring back a recommendation on how to have fair representation, fair contribution, and the most beneficial area for the Downtown CRA

**September 16, 2003**

**TARGET ISSUES WORKSHOP**

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

**Item 1** – Received a staff update on the **Public Works Sidewalk and Neighborhood Infrastructure Enhancement (NIE) Programs**, and

- Requested that the criteria for setting priorities in the NIE Type III - Residential Sidewalks Program include the donation of right-of-way property as a weighing factor,
- Requested that the criteria for setting priorities in the NIE Type III – Residential Sidewalks Program include transit stop, school route, engineering judgment, traffic volume and speed
- Requested that NIE sidewalk projects with health and safety hazard issues in the older neighborhoods remain a high priority
- Requested that a report be brought back with an analysis of risk and cost factors on those NIE sidewalk projects including all 141 roadway segments on the City's Residential Sidewalk Program

**Item 2** – Received a staff update on the **Public Works Residential Traffic Calming Program**

- Requested that the current and future condition of the transportation network should be a factor
- Requested that the Traffic Calming Program be evaluated to include an assessment program

**September 23, 2003**

**Joint City-County Commission Adoption Hearing  
On Cycle 2003-2 Amendments To The  
2010 Tallahassee-Leon County Comprehensive Plan**

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

- Held a joint public hearing with the County Commission to consider for adoption the Cycle 2003-2 Amendments to the Comprehensive Plan that were previously transmitted to the Florida Department of Community Affairs (FDCA):

**Amendment No. 2003-2-M-002**

The City Commission voted 5-0 to approve Amendment No. 2003-2-M-002.

[The County Commission voted 7-0 on a like motion.]

**Amendment No. 2003-2-M-003  
(West side of Meridian Road & south side of Gardner Road)**

The City Commission voted 5-0 to approve Amendment No. 2003-2-M-003.

[The County Commission voted 6-1 (Commissioner Proctor opposed) on a like motion.]

Mr. Ross Burnaman, 1018 Holland Drive, appeared before the Joint Commission in opposition to this amendment.

**Amendment No. 2003-2-M-006  
(West of Centerville Road, North of Pisgah Church Road)**

The Joint Commission discussed the best process for the placement of development limitations on the parcel, which was located in the unincorporated area, in terms of placement of the notes on the Future Land Use Map or the use of covenants and restrictions. Planning staff clarified that the **notes on the map relating to this parcel would include a provision that the property would be used for single family use only, would be limited to 200 single family dwelling units, and a minimum of 50% of the property would be designated permanent open space, and the term "open space" would be defined in the Planned Unit Development (PUD)**; and the County Attorney advised that this would render the covenants and restrictions unnecessary. He clarified that although "open space" was defined in the Comprehensive Plan, it would be defined more restrictively in the covenants of the PUD.

The County Commission voted 7-0 to approve Amendment No. 2003-2-M-006 with FDCA's objections being addressed in the actual Comprehensive Plan amendment, inclusive of the three notes on the map relating to density, single family dwelling units, and open space; also, clarified that the County Commission would address at a future meeting the placement of deed restrictions as previously promised on certain issues relating to cut-throughs for Baker Place and others, which the developer was aware of.

The City Commission voted 5-0 to approve a like motion.

The following persons appeared before the Joint Commission relative to this amendment:

- Mr. Eugene Danaher, 10263 Thousand Oaks Circle (opponent)
- Mr. Charles Gardener, 1300 Thomaswood Drive, representing the developer (proponent)

**Amendment No. 2003-2-T-008 (County only)  
(New Land Use Goal 14)**

The City Commission took no action on this item and had previously not included this in the amendments approved by the City for transmittal to the FDCA.



[The County Commission voted 7-0 to approve Amendment No. 2003-2-T-008.]

**Amendment No. 2003-2-T-009  
(Fred George Basin)**

City Commissioner Lightsey confirmed with Planning staff that this amendment, with its change of elevation, would not allow more land in the floodplain to be developed; and the City Commission voted 5-0 to approve Amendment No. 2003-2-T-009.

[The County Commission voted 7-0 on a like motion.]

**Amendment No. 2003-2-M-010  
(West of Meridian Road between Thompson Circle and Gardner Road)**

The City Commission voted 5-0 to approve Amendment No. 2003-2-M-010.

[The County Commission voted 6-1 (Commissioner Proctor opposed) on a like motion, and the County Commission directed that the Urban Services Area (USA) be expanded to include the entire Paremore Estates Neighborhood.]

Discussion focused on issues relating to the provision of urban services, and Planning staff clarified that this amendment would not effect the provision of urban services other than to enable the extension of central sewer service through the entire Paremore Estates Neighborhood.

**Adoption of City and County Ordinances**

The City Commission voted 5-0 to **adopt City Ordinance No. 03-O-64**, introduced on September 10, 2003, incorporating the Cycle 2003-2 amendments, which had been approved by the City Commission, as part of the Comprehensive Plan.

The County Commission voted 7-0 to adopt a County ordinance incorporating the Cycle 2003-2 amendments, which had been approved by the County Commission, as part of the Comprehensive Plan.

<b>CYCLE 2003-2 AMENDMENTS TO THE COMPREHENSIVE PLAN</b>			
<b>Item #</b>	<b>Amendment To</b>	<b>Nature of Proposed Amendment</b>	<b>Positions Taken</b>
2003-2-M-001 (Miley Miers)	FUTURE LAND USE MAP (North side Mahan Drive, East of Hawk's Landing & West of Baum Road)	From: Rural To: Urban Fringe 301.00 Ac.	WITHDRAWN
2003-2-M-002 (Brad Parker)	FUTURE LAND USE MAP (Northwest corner of Capital Circle NW & West Tharpe Street)	From: Industrial To: Mixed Use B 3.23 Ac.	City/County: APPROVED
2003-2-M-003 (Roland B. Woolsey)	FUTURE LAND USE MAP (West side of Meridian Road & south side of Gardner Road)	From: Rural To: Lake Protection 28.91 Ac.	City/County: APPROVED
2003-2-M-004 (Johnny and Kristina Petrandis)	FUTURE LAND USE MAP (South of Old St. Augustine Road & East of Calle de Santos)	From: Urban Fringe To: Mixed Use A 56.00 Ac.	WITHDRAWN
2003-2-M-005 (J-H Investments, Inc.)	FUTURE LAND USE MAP (East of Woodville Highway & South of Natural Wells Drive,	From: Rural To: Woodville Rural Community 40.00 Ac.	WITHDRAWN

	east of the power line easement)		
2003-2-M-006 (Centerville Properties, LTD)	FUTURE LAND USE MAP (West side of Centerville Road, North of Pisgah Church Road)	From: Rural To: Urban Fringe 592.00 Ac.	City/County: APPROVED conditioned on legally binding the property to: 1. density limited to 200 units on the combined acreage [975 acres] 2. development limited to residential development 3. only 50% of the combined acreage being designated permanent open space
2003-2-T-007 (City of Tallahassee)	LAND USE NARRATIVE, LAND USE POLICIES 1.2.1 & 1.2.2, & CONSERVATION POLICIES 1.3.2, 1.3.5, & 1.3.8	Allows additional development on significant slopes and allows for off-site mitigation.	WITHDRAWN
2003-2-T-008 (County Commission)	LAND USE ELEMENT Creates new LAND USE GOAL 14, and new supporting Objective and Policy	Provides that Leon County & City of Tallahassee will work together cooperatively to identify and address special needs of sub-areas in the City and County.	City: DENIED County: APPROVED
2003-2-T-009 (County Commission)	CONSERVATION ELEMENT	Changes the elevation of the Special Development Zone (SDZ) in the Fred George basin from 108 feet to 104 feet, thus shrinking the size of the SDZ.	City/County: APPROVED
2003-M-010 (County Commission)	FUTURE LAND USE MAP (the Paremore Estates neighborhood, West of Meridian Road from Thompson Circle to south of Gardner Road)	From: Outside the USA To: Inside the USA 22.60 Ac.	City/County: APPROVED

### September 24, 2003

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

**Item .1** – Received a briefing by Colonel Ronald M. Joe on plans for the **First Annual Capital City Ball to be held on New Year’s Eve, December 31, 2003**, from 10:00 p.m. until 2:00 a.m., at the Tallahassee Civic Center. He explained that, at a ticket cost of \$125 per person, the intent was for this to recur on an annual basis to raise scholarships for students in the area, allowing them to attend Florida A & M University (FAMU) and Tallahassee Community College (TCC) tuition free, and to cultivate a greater sense of unity between FAMU, TCC, and the greater Tallahassee metropolitan area, with a concert by the FAMU Band planned for this first premier formal dress affair. Colonel Joe distributed a booklet with the committee memberships, noting that Mayor Marks was Honorary Chair of the Executive Committee and Commissioner Gillum was Honorary Chair of the Sponsorship Committee for this event, and he asked for the Commission’s support for the event. *(brought forward by the Mayor’s Office)*

**Item .2** – Welcomed the new **Chief Executive Officer of Tallahassee Memorial Regional Medical Center (TMRMC), Mr. Mark O’Bryant**, who briefly discussed some of the ongoing initiatives of TMRMC *(an item brought forward by Commissioner Mustian)*

**Consent Agenda Items 1-5 and 8-16** – Voted 5-0 to approve the staff’s recommendations presented in the Consent Agenda, taking action as follows:

Item 1 – Awarded a **three-year pricing agreement for fiber optic installation and maintenance to Dial Communications**, low bidder meeting specifications, in an amount

not to exceed \$200,000 per year, and authorized staff to enter into a contract for the period September 24, 2003 through September 23, 2006 (Bid No. 0149-03-BP-TC) *(Option 1 recommended by Electric Utility/System Control)*

Item 2 – Adopted **Resolution No. 03-R-27, approving and authorizing the execution of "Wireline Crossing Agreement No. CSX-045561"** between the City and CSX Transportation, Inc., for the installation of fiber optic communication lines across the West Pensacola Bridge *(Option 1 recommended by Electric Utility/System Reliability & Transmission Services)*

Item 3 – Approved an **extension of a contract for professional engineering services with Fred Wilson and Associates, Inc.**, for one year through September 30, 2004, for services associated with the design, construction, operation and other aspects of electric utility transmission, substation and distribution facilities (RFP #0168-00-CB-RC) *(Option 1 recommended by Electric Utility/Power Engineering)*

Item 4 – Approved the **award of bid for the construction of Substation BP-15 to All Florida Electric of Tallahassee, Inc.**, low bidder meeting specifications, in the amount of \$2,598,000 and a contingency allowance of \$200,000, and granted the City Manager approval authority for contract amendments, not to exceed \$200,000; authorized the changes to be approved in the field with approval of the City Manager, or designee, with periodic processing of contract amendments (Bid No. 0183-03-KR-BC) *(Option 1 recommended by Electric Utility/Power Engineering)*

Item 5 – Approved the **award of bid for automotive body services for the City fleet** to the following qualified firms meeting specifications (Solicitation #0170-03-KR-RC) *(Option 1 recommended by Fleet Management):*

Light Duty Vehicles	Heavy Duty Vehicles
MAACO Collision Repair & Auto Painting Sheffield Auto & Truck Body Shop Tallahassee Paint & Body Shop Quality Body Shop, Inc. Lisa's Paint & Body Tallahassee Lincoln-Mercury, et al. Car Crafters Collision Center Accurate Auto & Fleet, Inc. Turn 4 Collision Tallahassee Ford Collision Center Capital City Collision Center	Sheffield Auto & Truck Body Shop Tallahassee Paint & Body Shop Car Crafters Collision Center Accurate Auto & Fleet, Inc. Turn 4 Collision MAACO Collision Repair & Auto Painting Tallahassee Ford Collision Center Capital City Collision Center

*Item 6 – Deleted from the agenda an item relating to the purchase of a fully automated replacement fuel management system for the City fleet (RFP #0105-03-KR-RC) (a Fleet Management agenda item)*

*Item 7 – Pulled from Consent for discussion and a separate vote an item relating to the purchase of 39 police patrol sedans (IFB #0201-03-KR-BP) (a Fleet Management agenda item)*

Item 8 – Approved the selection committee's ranking of responder firms and authorized Human Resources to negotiate with the firms in the order of ranking, to the extent necessary for selecting one firm as the City's dental indemnity plan provider; authorized the City Manager to approve and execute the contract *(Option 1 recommended by Human Resources):*

1. **CompBenefits**
2. **Renaissance Life and Health**

Item 9 – Approved the evaluation committee’s ranking and recommendation of the five highest scored firms, and authorized staff to enter into a **three-year contract with each of the firms to provide mechanical, heating, ventilation and air conditioning contractor services** (RFQ #0189-03-ER-TC) (*Option 1 recommended by the Department of Management & Administration [DMA]/Procurement Services*):

1. **Watts Mechanical, Inc.** (an MBE firm)
2. **Natkin Service**
3. **The Trane Company**
4. **Johnson Controls, Inc.**
5. **Keith Lawson Co., Inc.**

Item 10 – Approved **two-year contracts with the existing providers of professional medical services**; authorized the City Manager to execute the contracts (*Option 1 recommended by DMA/Procurement Services*):

1. **Terrence P. McCoy, M.D., P.A.**
2. **Medical Group of North Florida**
3. **Patients First**
4. **Chris A. Vansickle, M.D.**

Item 11 – Approved the selection committee’s recommendation and authorized staff to negotiate a **contract for completion of the Capital Cascades Sector Plan Project with W. K. Dickson**, top-ranked respondent, in the amount of \$187,000 (RFP #0193-03-BP-RC) (*Option 1 recommended by Planning*)

Item 12 – Approved the selection committee’s recommendation and authorized staff to negotiate a **contract for completion of the Southern Strategy Area Economic Development Plan with AngelouEconomics Advisors, Inc.**, the top-ranked respondent (RFP #0202-03-BP-RC)

Item 13 – Approved the **acceptance and expenditure of a Florida Attorney General Victim Advocate Grant award**, in the amount of \$33,776, to support the Police Department’s Victim Advocate Unit (*Option 1 recommended by TPD*)

Item 14 – Approved an **Amendment to the Agreement between the City and Newark Group Industries, Inc., dba Recycled Fibers Division for the processing and marketing of recyclable materials** as specified in the agenda item attachment (on file in the Office of the Treasurer-Clerk) (*Option 1 recommended by Solid Waste Services*)

Item 15 – Approved the **award of bid for security fencing and gates improvements at the Lake Bradford Road Water Operations Facility to All-Tech Southeast, Inc. of Quincy, Florida**, low bidder meeting specifications, in the amount of \$58,930 (Bid #0180-03-Rm-BC) (*Option 1 recommended by Water Utility*)

Item 16 – Approved the **minutes** of the following City Commission meetings as distributed:

- **June 30, 2003 Special Budget Workshop**
- **July 2, 2003 Special Budget Workshop**
- **July 2, 2003 Regular Meeting**
- **July 9, 2003 Special Budget Workshop**

Item 7 – Voted 5-0 to approve the **award of purchase of 39 four-door police patrol sedans from All American Ford of Tallahassee, Florida**, low bidder meeting specifications, in the amount of \$837,862 (IFB #0201-03-RK-BP) (*Option 1 recommended by Fleet Management*)

Requested that the agenda item provide clarification in those instances when local preference was a factor in the vendor selection.

**Item 17** – Voted 5-0 to approve an **Engineering Consultant Contract with Hatch Mott MacDonald of Tallahassee, Florida**, an engineering consulting firm with a strong water and wastewater background, to employ and modify the model developed in Phase I by William M. Bishop Consulting Engineers (subsequently incorporated into Hatch Mott MacDonald) to develop **Phase II of the Master Water Plan for the City water system** for a fee of \$215,000 – to complete a comprehensive analysis and evaluation of the water system for future demands and develop the 20-year Master Water Plan to implement required capital improvements (*Option 1 recommended by Water Utility/Engineering*)

Directed staff to ensure there is policy and coordinating discussion relating to decisions about where water projects would be located in the future and whether or not water should be extended without central sewer (Staff indicated that they would present a draft of the Master Water Plan at a workshop to obtain Commission input and direction on such policy issues.)

Suggested that some focus be given to how to work cooperatively with the County to discourage the approval of projects that would be on septic tanks

Requested that the staff bring back a policy discussion and evaluation of the cost and volume figures for wastewater treatment at the Lake Bradford Treatment Plant in relation to the long-term economic viability and beautification of the south side area in which that facility was located (The staff report could be presented at the same workshop involving the Master Water Plan.)

**Item 18** – Voted 5-0 to **schedule an agenda item for the meeting of October 22, 2003, to publicly name the Charter Review Committee**, as directed by the City Charter to "convene in the month of November 2003 for the purpose of reviewing the role, duties, and functions of the Mayor and City Commissioners..."; direct the City Attorney and Treasurer-Clerk to serve as lead staff to the Charter Review Committee; and approve the Charter Review Committee Bylaws as presented by the City Attorney and Treasurer-Clerk (*Option 1 recommended by the City Attorney/City Treasurer-Clerk*)

**Item 19** – Voted 5-0 to approve the proposed negotiated **contract with Manausa Lewis & Dodson Architects, Inc., the top-ranked consultant, for the Design Phase of the Old City Waterworks Building Rehabilitation**, in an amount not to exceed \$86,875 plus a contingency of \$13,125, for a total amount of \$100,000 (*Option 1*); and affirm the City's commitment to the project Grant Award Agreement with the State Division of Historic Resources and the local match of \$200,000 from the City's Historic Preservation Grant and Loan Program, and \$250,000 from the City's Capital Improvement Fund (*Option 2*) (*Options 1 & 2 recommended by Planning*)

Discussed concern with ensuring adequate funds remained in the City's Historic Grant and Loan Program

**Item 20** – **Held the second and final required public hearing on the final adoption of the Proposed FY2004 Millage Rate and Budget for the City of Tallahassee and Downtown Improvement Authority (DIA)**, taking the following actions (*presented by DMA/Office of Budget & Policy*):

1. City Attorney English read into the record "*The proposed millage rate for fiscal year 2004 is 3.7000 for the City of Tallahassee and 1.000 for the Downtown Improvement Authority. The proposed aggregate millage rate represents a 19.46% increase above the rolled back rate. This increase will be used to support general governmental services such as public safety.*" Resolution No. 03-R-29 was provided to state the percentage that the tentative millage rate exceeds the rolled-back rate.
2. Allowed public input on the City's final millage.
3. Allowed public input on the City's final budget.
4. Allowed public input on the DIA's final millage.
5. Allowed public input on the DIA's final budget.

The following persons appeared before the Commission:

- Mr. Louis Rothman, 1017 Piney Z Plantation Road (questioned why impact fees were not used instead of increased property tax)
- County Commissioner Bob Rackleff, 816 Cherry Street (proponent of funding for TalTran and improved transit services)
- Mr. Ken Sumpter, President of the Big Bend Police Benevolent Association (PBA), 300 E. Brevard Street (proponent of providing funding for public safety)
- Dr. Erwin D. Jackson, P. O. Box 4008 (opponent of property tax increase) (distributed copies of his article printed in the September 2003 *Killearn Kloverleaf Community Magazine*, Vol. 8, Issue 9)
- Mr. Rudy Watson, 453 Collinsford Road (opponent of tax increase)
- Mr. O'Neal Jackson, 844 N. McComb Street (proponent of funding for the Fourth Avenue Recreation Center)
- Mr. Eugene Danaher, 10263 Thousand Oaks Circle (opponent of property tax increase)
- Mr. Mike Ferrara, 1401 Tootin Nene (opponent of high cost of traffic calming devices and consultant)
- Ms. Sue Richardson, 412 Chestnut Drive, representing the Inglewood Neighborhood Association (proponent of funding stormwater management in Inglewood Subdivision)
- Mr. Bruce Weaver, 1821 S. Gadsden Street, Apt. 3, representing the Center for Independent Living of North Florida, 1823 Buford Court (proponent of funding for TalTran and transit services)
- Mr. Allen Turnage, Piedmont Drive (opponent of property tax increase and giveaway programs)
- Mr. John Hedrick, P. O. Box 6683, representing People's Transit Organization (proponent of funding for TalTran and improved transit services)
- Ms. Karla Wood, 1514 Green Street (proponent of TalTran and improved transit services)
- Ms. Francis T. Ventre, 2007 Shamrock North #4, representing Better Transportation Coalition (proponent of TalTran and improved transit services, including sidewalks)
- Mr. Terry Williams, 3035 Shannon Lakes North (opponent of property tax increase)
- Ms. Jane Quintin, 1916 Hidden Valley Road (proponent of funding for TalTran and improved transit services)
- Ms. Mary L. Dekle, representing Legal Services of North Florida, 2119 Delta Boulevard (proponent of funding for Team Child Program)
- Ms. Kathleen James, 1900 Hidden Valley (urged the community to welcome Rev. Sharon Billings to Tallahassee for a revival starting September 25, 2003 at the Capitol Room of the Round Holiday Inn on Tennessee Street)
- Mr. Dan McDaniel, 1907 Ivan Drive (proponent of TalTran and improved transit services; urged the new Commission to set its own priorities)
- Ms. Mailyn Larson, representing the Downtown Improvement Authority (DIA), indicated her availability to answer questions in support of the DIA Budget

Voted 3-2 (Commissioners Lightsey and Mustian opposed) to **reduce the total amount spent on Fleet in the General Fund by \$220,000**

Voted 2-3 (Commissioners Marks, Lightsey and Mustian opposed) denying a motion to reduce the total amount spent on Fleet in the Capital Budget by \$780,000

Voted 3-2 (Commissioners Lightsey and Mustian opposed) to **reduce the traffic calming program budget by one half**

Voted 4-1 (Mayor Marks opposed) to **add a position to the City Auditor's Office to identify potential spending reductions**

Voted 3-2 (Commissioners Mustian and Gillum opposed) to **increase the millage rate by .5 mill**

Voted 4-1 (Commissioner Mustian opposed) to approve adjustments to the City's final budget.

Voted 4-1 (Commissioner Mustian opposed) to **approve the City's final millage rate of 3.7000 mills and adopt Resolution No. 03-R-29**, and publicly announced "*The final*

*aggregate millage rate exceeds the rolled-back rate by 19.46%. This increase will be used to support general government services such as public safety."*

Voted 3-2 (Commissioners Mustian and Gillum opposed) to **approve the City's final budget, as amended.**

Voted 5-0 to **approve the DIA's final millage rate** of 1.000 mill, **Resolution No. 03-R-29.**

Voted 5-0 to **approve the DIA's final budget.**

Voted 4-1 (Commissioner Mustian opposed) to **adopt Appropriation Ordinance No. 03-O-57AA** and read the title of the ordinance into the record. This appropriation ordinance is reflective of all changes to the proposed budget approved by the City Commission through September 24, 2003:

**AN ORDINANCE MAKING APPROPRIATIONS FOR THE EXPENDITURES AND OBLIGATIONS OF THE CITY OF TALLAHASSEE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2003 AND ENDING SEPTEMBER 30, 2004, DESIGNATING THE SOURCES OF REVENUE AND SAID APPROPRIATIONS; AND PROVIDING AN EFFECTIVE DATE.**

**Item 21** – Held a public hearing and voted 5-0 to **adopt Ordinance No. 03-O-56**, introduced on August 20, 2003 and rescheduled from September 10, 2003, **providing for an additional homestead exemption for persons 65 and older**, to be applied to taxes levied by the City of Tallahassee beginning in tax year 2004 (*recommended by the Department of Management & Administration [DMA]/Office of Budget & Policy [OBP]*)

There were no speakers on this item.

**Item 22** – Held a public hearing and voted 5-0 to **approve recommendations of the Local Law Enforcement Block Grant Advisory Panel for the allocation of the FY2004 Local Law Enforcement Block Grant**, authorize the Tallahassee Police Department (TPD) expenditure of \$319,344 from U. S. Department of Justice block grant funds and approximately \$60,000 in interest earnings, and appropriate \$22,556 from the State Law Enforcement Trust Fund as match for the department's expenditures (*Option 1 recommended by TPD*)

There were no speakers on this item.

**Item 23** – Held a public hearing on a **Notice of Proposed Change (NOPC) to the Tennessee-Capital Center Development of Regional Impact (DRI)**, including an Amended Development Order, this being a mixed-use development previously approved for 115,132 building square feet of commercial/retail, 99,950 building square feet of industrial, 394,167 building square feet of office, 43,771 building square feet of office/commercial, and 163 residential dwelling units on approximately 95 acres generally located at the northwest quadrant of the intersection of West Tennessee Street and Capital Circle Northwest, and **continued the public hearing and the vote on this NOPC to the Tennessee-Capital Center DRI to November 25, 2003** (*Option 1 recommended by Growth Management*)

There were no speakers on this item.

**Item 24** – Held a public hearing and voted 5-0 to **adopt Ordinance No. 03-O-60**, introduced on August 27, 2003, repealing the existing City Code and **adopting the new recodified City Code and Charter** (on file in the Office of the City Treasurer-Clerk) (*Option 1 recommended by the City Treasurer Clerk/City Attorney*) Commissioner Katz requested that he be provided with a copy of the new City Code and Charter showing the deletions and changes that had been made.

There were no speakers on this item.

**Item 25** – Held a public hearing on **Southern Triangle – Desilets Voluntary Annexation Ordinance No. 02-O-74AA1**, introduced on August 28, 2002 and continued from public hearings on September 22 and November 13, 2002, from the Consent agenda on December 11, 2002, which would annex into the City two parcels (Tax I.D. #4124200260000 and #4124200060000) located in the original Southern Triangle Area Tract "A" (Woodville Highway-Sheffer Road); **continued the item to October 22, 2003** to allow comments from the County Commission (*Option 2 recommended by DMA/Administrative Services*)

Mayor Marks indicated his intent to discuss this issue at the next Mayor-Chair meeting.

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

- Mr. Alan P. Ballas, 428 Crossway Road, representing the Southern Triangle Coalition (opponent)
- Mr. Jack Wolff, 265 Ross Road, representing the Oak Ridge Neighborhood Association (proponent)
- Mr. John Desilets, 4305 Kimmer Rowe Lane (proponent)

**Item 26** – Held a public hearing on **Southern Triangle – Ross Road – Woodville Highway Voluntary Annexation Ordinance No. 02-O-76AA2**, introduced on August 28, 2002 and continued from public hearings on September 22 and November 13, 2002, and from the Consent agenda on December 11, 2002, and public hearing on August 27, 2003, which would annex into the City the remaining properties petitioned for annexation in the Southern Triangle Area Tracts A, B, and C, and **continued the hearing until November 25, 2003** (*Option 1 recommended by DMA/Administrative Services*)

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

- Mr. Alan P. Ballas, 428 Crossway Road, representing the Southern Triangle Coalition (opponent)
- Mr. Jack Wolff, 265 Ross Road, representing the Oak Ridge Neighborhood Association (proponent)

**Item 27** – Held a public hearing on **Ox Bottom Reserve Voluntary Annexation Ordinance No. 03-O-37**, introduced on June 11, 2003, and continued from public hearings on June 25 and August 27, 2003, which would annex into the City approximately 12.5 acres located north of and adjacent to Ox Bottom Road, and planned for development of a 27-lot residential subdivision, and **continued the public hearing until October 22, 2003** (*brought forward by DMA/Administrative Services*)

There were no speakers on this item.

**Item 28** – Held a public hearing and voted 5-0 to **adopt Paul Russell Road – Dennard Voluntary Annexation Ordinance No. 03-O-63**, introduced on September 10, 2003, annexing into the City property at 1209 Paul Russell Road, consisting of nine (9) acres located on the south side of Paul Russell Road near the recently approved New Life Ministries annexation, owned by Sharon Ames-Dennard (*Option 1 recommended by DMA/Administrative Services*)

There were no speakers on this item.

**Item 29** – Held the second public hearing on **Frenchtown-Springfield Historic District Boundary Rezoning Ordinance No. 03-Z-19**, introduced on April 23, 2003, and continued from the first public hearing held on August 27, 2003, rezoning properties designated on the Frenchtown-Springfield Historic Preservation Overlay District and Rezoning Map (Attachment #2 to the Agenda Item) from RP-2 Residential Preservation District and CU Central Urban District to RP-2 Residential Preservation District and CU Central Urban District with HPO subject to the underlying zoning district development standards, and list the properties on the Local Register of Historic Places, thus creating the Frenchtown-Springfield Historic District boundaries pursuant to the Frenchtown-Springfield Historic District Steering Committee recommendation (boundaries reflected on Attachment #1 to the Agenda Item); and the **initiation of the rezoning of the parcels excluded by the Frenchtown-Springfield Historic District Steering Committee**



**recommendation**, which would create the Frenchtown-Springfield Historic District boundaries pursuant to the original Architectural Review Board recommendation (boundary as shown in Attachment #2 to the agenda item); **continued the public hearing to October 22, 2003 and directed staff to ensure all of the impacted homeowners and residents were aware of this proposed action** (*brought forward by Planning*)

There were no speakers on this item.

**Item 30** – Held a public hearing and voted 4-1 (Commissioner Lightsey opposed) to **adopt James H. Bailey Rezoning Ordinance No. 03-Z-45**, introduced on August 20, 2003, rezoning 7.9 acres, located on the south side of Jackson Bluff Road approximately 850 feet east of Mabry Street, from MH Manufactured Home Park District to MR-1 Medium Residential District (RZ-378) (applicant: Hal Marston) (*Option 1 recommended by Planning*)

Discussed the need for some remedy to regulations that allows redevelopment of properties with environmental constraints that could potentially continue or increase stormwater flooding.

Mr. Clay Campbell, representing Tally Ho Venture, 805 N. Gadsden Street, indicated his availability to answer questions in support of this item.

Mr. Hal Marston, 8988 Lake Charity Drive, representing the applicant, appeared before the Commission in support of this item.

**Item 31** – **Withdrawn from the agenda, at the request of the applicants, Rezoning Ordinance No. 03-Z-46**, introduced on August 20, 2003, which would have rezoned 4.4 acres, located on the south side of Miccosukee Road approximately 250 feet west of Capital Medical Boulevard, from R-3 Single Family Detached, Attached and Two-Family Residential District to OR-3 Medium Density Residential District (RZ-379) (**applicants: Wilton R. Miller and W. Robert Olive**). (The Planning Commission had voted 5-0 to recommend denial of the application based on inconsistency with the Comprehensive Plan provisions regarding limitation of development intensity along designated Canopy Roads where alternative roadway access is not available.) (*brought forward by Planning*)

**Item 32** – Held the first of two public hearings on **Capital Hills Neighborhood Rezoning Ordinance No. 03-Z-47**, introduced on August 20, 2003, which would rezone properties located between Miccosukee Road to the north and Mahan Drive to the south, and between Brookwood Drive to the west and Mary's Drive to the east, from RP-2 Residential Preservation District to RP-1 Residential Preservation District (RZ-377) (applicant: City Commission at the request of the Capital Hills Neighborhood Association), and **announced the second and final public hearing to be held on October 22, 2003** (*Option 1 recommended by Planning*)

Mr. Joe Helton, 1204 Hawthorne Street, Vice President of the Capitol Hills Neighborhood Association, appeared before the Commission in support of this item, and a segment of the audience stood in support of his comments.

**Item 33** – Held a public hearing and voted 5-0 to **adopt Southwood PUD Rezoning Ordinance No. 03-Z-48**, introduced on September 10, 2003, amending the Southwood Planned Unit Development (PUD) Concept Plan (PUD #38), with the conditions recommended by the Planning Commission, based on the findings of the Development Review Committee (DRC) and the Planning Commission -- as noted in the agenda item (on file in the Office of the Treasurer-Clerk), on 3,273 acres located generally along both sides of Capital Circle Southeast between Tram Road and Old St. Augustine Road (RZ-381), as requested by the applicant, St. Joe Company/Arvida (agent: Post Buckley Schuh & Jernigan, Inc. [PBS&J]) (*Option 1 recommended by Planning Commission*)

Ms. Heather Houston-Meeks, 1901 Commonwealth Lane, representing PBS&J, indicated her availability to answer questions in support of this item.

**Item 34** – Held a public hearing and voted 5-0 to **adopt Hartsfield Green Condominiums Rezoning Ordinance No. 03-Z-49**, introduced on September 10, 2003, rezoning 4.16 acres located on the south side of Hartsfield Road, approximately 250 feet east of Foster Drive, from R-3 Single Family Detached, Attached

and Two-Family Residential District to PUD Planned Unit Development (RZ-382), as requested by the applicant, Only Green, Inc. (*Option 1 recommended by Planning*)  
Discussed finding a way to accommodate this kind of condominium development, with right-of-ways and setbacks, and creative parking, without the need to go to a PUD

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

- Mr. Kent Hutchinson, 911 San Luis Road, representing the Northwest Tallahassee Neighborhood Association (opponent)
- Mr. Charles Hargraves, 2009 Heatherbrook Drive, representing Only Green, Inc., 8511 Bull Headley Road, Suite 200 (proponent)
- Ms. Judith Dougherty, 2433 Mary Ellen Drive, representing Hartsfield Village Homeowners Association (opponent)
- Ms. Debbie Williams, 2381 Foster Court, President of the Hartsfield Village Homeowners Association (opponent)
- Mr. Dan McDaniel, 1907 Ivan Drive (opponent) (submitted a letter outlining his objections; also, submitted a petition signed by 28 residents of neighboring subdivisions represented by the Northwest Tallahassee Neighborhood Association (NTNA) who were "against" this proposed rezoning from R-3 to PUD)
- Ms. Susan Thompson, 3520 Thomasville Road, representing the Hartsfield Green developer, Only Green, Inc., 8571 Bull Headley (proponent)

**Item 35** – Held a public hearing and voted 5-0 to **adopt Kleman Plaza PUD Rezoning Ordinance No. 03-Z-50AA**, introduced on September 10, 2003, rezoning 4.75 acres bounded on the north by College Avenue, on the east by Duval Street, on the south by Pensacola Street, and on the west by Bronough Street (Kleman Plaza, except for Lot 4), from CCPDOI Capital Center Planning District-Office Institutional to PUD Planned Unit Development (RZ-383), based on the findings and conditions of the Planning Commission, with the following changes: 1) amend Condition #1, deleting the requirement for 9' parking spaces, and 2) require the following language be included in the PUD document, "The PUD, since it is located in the Downtown Future Land Use Category, is eligible to utilize the landscaping fee-in-lieu provisions in Section 3.3 of the Environmental Management Ordinance (EMO)." (applicant: City of Tallahassee) (*Option 2 recommended by Planning*)

There were no speakers on this item.

**Item 36** – Held a public hearing and voted 5-0 to **adopt Southbrook (PUD) Rezoning Ordinance No. 03-Z-51**, introduced on September 10, 2003, rezoning 69.69 acres located at the northeast side of the intersection of Southwest Capital Circle and Balkin Road, from R-2 Single Family Detached Residential District 2 to PUD Planned Unit Development (RZ-376), as requested by the applicant, Linderand, Inc. (owner: St. Joe Timberland Co., Inc.) (*Option 1 recommended by Planning*)

Mr. Tom O'Steen, 805 N. Gadsden Street, representing Jack Green, Linderand, Inc., indicated his availability to answer questions in support of this item.

**Item 37** – Held a public hearing and voted 5-0 to **adopt Ashleigh France Rezoning Ordinance No. 03-Z-52**, introduced on September 10, 2003, rezoning .78 acres located at the north side of DeVoe Street approximately 200 feet east of Blountstown Street, from R-5 Manufactured Home and Single Family Detached Residential District to MR-1 Medium Density Residential District (RZ-385), as requested by the applicant/owner, Ashleigh France -- based on the findings of the Planning Commission as noted in the agenda item (on file in the Office of the Treasurer-Clerk) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 38** – Held a public hearing and voted 4-0 (Mayor Marks abstained) to **adopt Parrish Group Rezoning Ordinance No. 03-Z-53**, introduced on September 10, 2003, rezoning 10.6 acres located on the east side of Settlement Road between Settlement Road and Fleischman Road, from R-3 Single Family & Two Family Residential District to OR-3 Office Residential District, less and except the portion of the property designated for Welaunee Boulevard right-of-way (RZ-386), requested by the applicant, Parrish Group (owners: Terry

Miller, James Branton, John Lee & Annie Houston, Gloria Allen, Lloyd & Catherine Gaines, Ollie Mae Myers) -- based on the findings of the Planning Commission as noted in the agenda item (on file in the Office of the Treasurer-Clerk) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 39** – Held a public hearing and voted 5-0 to **adopt Tharpe Street Holdings, Inc. Rezoning Ordinance No. 03-Z-54**, introduced on September 10, 2003, which would have rezoned 16.45 acres located on the north side of West Tharpe Street approximately 1,300 feet west of Capital Circle Northwest from M-1 Light Industrial District to OR-3 Office Residential District (RZ-387), as requested by the applicant/owner, Tharpe Street Holdings, Inc. (agent: Moore Bass Consulting, Inc.) (*Option 2 brought forward by Planning*) Discussed support for utilizing this vacant property to provide more affordable housing, and for moving this area away from industrial to residential and office land uses.

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

- Mr. Tom O'Steen, 805 N. Gadsden Street, representing Tharpe Street Holdings, Inc. (proponent)
- Ms. Nancy Linnan, 215 S. Monroe Street, Suite 500, representing Tharpe Street Holdings, Inc. (proponent) (submitted DRI map)

**Item 40** – Held a public hearing and voted 5-0 to adopt **Jack M. Green, II Rezoning Ordinance No. 03-Z-55**, introduced on September 10, 2003, rezoning .81 acres located on the northeast corner of Blountstown Highway and Country Lane, from R-5 Manufactured Home and Single Family Detached Residential District to R-4 Single Family Detached, Attached and Two-Family Residential District (RZ-388), as requested by the applicant/owner, Jack M. Green, II (*Option 1 recommended by Planning*)

There were no speakers on this item.

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

Mayor Marks provided an update on cooperative planning for the development of Cascades Park, reported the Economic Development Summit was progressing well, and stated his intent to bring up the wastewater treatment issue at the next Mayor-Chair meeting. He also announced the President of Spain would be visiting on September 25<sup>th</sup>.

Commissioner Katz advised he was proceeding to meet with representatives of the Homeless Coalition and The Shelter.

#### **Unagendaed:**

The Commission recognized and welcomed home City employee David Pollard, Airport Operations Agent, from overseas military duty in Iraq.

Ms. Melanie C. Donofro, 1314 Thomasville Road, appeared before the Commission and requested that the Commission take action to protect the Miller House from demolition by beginning proceedings to create historic protection overlay zoning for the Miller House, located at 1321 Thomasville Road (submitted a letter outlining her request for assistance).

The Commission voted 5-0 to start the process to put the Miller house on the Local Register for Historic Properties and to create Historic Overlay zoning for the area that would include the Miller House property at 1321 Thomasville Road.

Mr. Dan McDaniel, 1907 Ivan Drive, appeared before the Commission and discussed historic efforts of the residents to keep PUDs out of the San Luis area. He suggested PUDs were overused and there was a need to create some other type of zoning district in lieu of a PUD.

Commissioner Lightsey discussed her perception that the use of PUD zoning was being abused by becoming a way of getting around the impediments of land use regulations, and she suggested there was a

need to either craft better regulations or bring the PUD reviews back to the level of being reviewed by the City Commission.

### October 8, 2003

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

Recognized members of **Boy Scouts Troop 34** who were in attendance with Troop Leader Assistant John Buss.

**Item 1** – Presented a proclamation to the **Fire Department's Extrication Team in recognition of winning First Place at the 20<sup>th</sup> International Extrication Challenge** held in Dallas, Texas on August 23, 2003

Capt. Wes Roberts, Lt. Jimmie Shiver, Lt. Jarvis Bedford, Driver-Operator Scott McAdams, Driver-Operator Rusty Roberts, Driver-Operator Hal Eastman and Firefighter Troy Anzalone, members of the Extrication Team, appeared before the Commission, along with Fire Chief Quillin, relative to this item.

**Item 2** – Presented **three national awards from the City, County, Communications and Marketing Association (3CMA)** to the City of Tallahassee recognizing outstanding work on the Blair Stone Road North Project as well as major communication enhancements during the 2003 City Commission Elections

Michelle Bono, Krystof Kage, Gordon Klein, Marilyn Munyon and Paula Cook appeared before the Commission relative to this item.

**Item 3** – Presented a **proclamation recognizing October 5-11, 2003 as Public Power Week** in the City of Tallahassee

Kevin Wailes, General Manager of the Electric Utility Department, appeared before the Commission relative to this item.

**Item 3.1** – Presented a **proclamation proclaiming Friday, October 10, 2003, as Municipal Code Corporation Day** in the City of Tallahassee, recognizing the Municipal Code Corporation and the City's Code Recodification Team for the **City Code Recodification Project**

Lawton Langford and Roger Merriam, of the Municipal Code Corporation; Jim English, Paula Burn, Linda Hurst and Pat Hurley, from Legal; Paula Cook, Darrell Thompson and Jean Love, from the City Treasurer-Clerk's Office; Wayne Tedder, Jean Gregory and Tony Biblo, from Planning; Wade Pitt and Karen Jumonville, from Growth Management; Private Counselor Julie Lovelace, members of the City's Code Recodification Team, appeared before the Commission relative to this item.

**Item 4** – Received a presentation by Ms. Sharon Ofuani, the City's Director of Equity and Workforce Development, relative to plans for **celebrating 25 years of equal opportunity by the City of Tallahassee** on October 28, 2003, and invited participation in the Mayor's Race Relations Summit, with the theme "**Tallahassee Race Relations: The Power of One Community**" scheduled for October 28-29, 2003 at the Civic Center

**Items 6-17** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 6-17, taking the action shown:

*Item 5 – Pulled from Consent a request to approve the 2004 City Commission meeting schedule (brought forward by the City Manager)*

Item 6 – Adopted authorizing **Resolutions Nos. 03-R-33, 03-R-34 and 03-R-35**, and accepted the Florida Department of Transportation (FDOT) Joint Participation Agreements

Nos. 22682119401, 22679119401 and 41409119401, negotiating and executing the **Engineering Service Agreements**, and the associated funding adjustments reflected on the proposed CIP Amendment Summary in order to move forward with the following Airport projects and meet the August 2004 grant deadline (*recommended by Aviation/Airport Finance Administration*):

- North Apron Overlay Project
- Commercial TW/RW Erosion Control Project
- New GA Apron Project

Item 7 – Approved a **change order**, in the amount of \$110,137.76, to the contract with **Florida Industrial Electric, Inc.** for the **Airport Electrical Vault Upgrade and Runway 9-27 Lighting Improvements Projects**, for a revised contract amount of \$1,290,324.76 (*Option 1 recommended by Aviation/Airport Capital Program Administration*)

Item 8 – Authorized staff to negotiate and enter into an **agreement with The LPA Group, Inc.** to design the **Airport's air cargo access road**, at a not to exceed amount of \$120,000 (*Option 1 recommended by Aviation/Airport Capital Program Administration*)

Item 9 – Approved a **supplemental agreement**, in the amount of \$48,291.50, to the design contract with **The LPA Group, Inc., to complete the design of the expanded Airport Air Cargo Apron Expansion Project**, for a total design task amount of \$146,803.50 (*Option 1 recommended by Aviation/Airport Capital Program Administration*)

Item 10 – Approved a purchase order, in an amount not to exceed \$55,000, to **McHale and Associates to conduct the annual Purdom Unit 8 Performance Testing**; authorized the City Manager to approve additional expenditures up to a total ceiling of \$80,000 should the circumstances warrant (*Option 1 recommended by Electric Utility/Production*)

Item 11 – Approved the award of bid for the **purchase of concrete poles for Transmission Line 18A** (Bid No. 0212-03-RM-BC) from **Newmark International, Inc. of Bartow, Florida**, sole bidder meeting specifications, in the amount of \$171,087 (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 12 – Approved the **purchase of line materials for Transmission Line 18A** to the following lowest responsive suppliers (RFQ No. 0217-03-RM-QP) (*Option 1 recommended by Electric Utility/Power Engineering*):

- Graybar Electric Items 1, 2, 10, 22, 23, 24 \$22,630.60
- Tri-State Items 3-9, 12, 21 \$22,586.34
- Utilicor Items 11, 14 \$ 2,989.72
- Hughes Supply Item 13 \$ 2,098.80
- GRESCO Item 25 \$ 1,190.40
- Electrical Supply of Tampa Item 20 \$ 1,100.00
- WESCO Item 15 \$65,325.44

Item 13 – Approved the **purchase of three (3) fire apparatus trucks from Emergency One, Inc. of Ocala, Florida**, pursuant to pricing, terms and conditions of Term Contract #01C0189, in the amount of \$721,521 – replacements for Vehicles Nos. 1248, 1410 and 1999 (*Option 1 recommended by Fleet Management*)

Item 14 – Approved the evaluation committee's ranking and recommendation for the **award of contracts for plumbing contractor services** (RFQ No. 0191-03-ER-TC), and authorized staff to enter into a three-year contract with each of the following firms (*Option 1 recommended by Department of Management and Administration [DMA]/Procurement*):

- Lance Maxwell Plumbing, Inc.
- Keith Lawson Co., Inc.
- Mettron Contracting, Inc. (City MBE Certified)
- Watts Mechanical, Inc. (City MBE Certified)

Item 15 – Approved the **award of an engineering services contract for the Northeast Drainage Ditch at Lonnbladh Road, east of Capital Circle Northeast, with Genesis Group**, one of the City's continuing stormwater engineering service consultant firms, in the amount of \$143,108.06 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 16 – Approved the **award of an engineering services contract for the Connie Drive Area Flood Relief Project, addressing flooding problems in the Paradise Village East and Greenwood Park areas, with Post, Buckley, Schuh & Jernigan, Inc.**, one of the City's continuing stormwater engineering service consultant firms, in the amount of \$251,182.06 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 17 – Approved the **transfer of the Vehicle for Hire Franchise** from Mr. Harry Hansford, Red Cab of Nigeria, to Mr. Joseph Harris, Harris Transportation Group, Inc. (*Option 1 recommended by the City Attorney*)

**Item 5 (pulled from Consent)** – Voted 5-0 to approve the **2004 City Commission meeting schedule** as amended (*brought forward by City Manager Favors*)

**Item 17.1** – By consensus, **introduced Ordinance No. 03-O-69**, which would **incorporate the City of Tallahassee with the Leon County Emergency Medical Services Municipal Services Taxing Unit**, extending the MSTU in the City for 15 years, and set public hearing on the ordinance for October 22, 2003 (*Option 1 recommended by the City Attorney*)

**Item 17.2** – By consensus, **introduced Ordinance No. 03-O-67**, which would provide **clean-up and housekeeping amendments to the General Employees', Police Officers' and Firefighters' Pension Plans**, and set public hearing on the ordinance for October 22, 2003 (*Option 1 recommended by the City Treasurer-Clerk/Retirement Administration*)

**Item 18** – Received a staff **update on negotiations for a five-year Advanced Life Support (ALS) Agreement with Leon County** for City firefighters to provide ALS in throughout the County (*brought forward by the Fire Chief*); discussed concerns of the City Firefighters' Union, including changing criteria and movement of personnel, and information on cost recovery, and stressed the need for speedy resolution of these concerns

Mr. Travis Oaks, representing City Firefighters, appeared before the Commission as an unagendaed speaker in support of this item and discussed the firefighters' concerns with staffing issues such as mandatory overtime and promotional criteria.

**Item 19 – Deleted from the agenda** a request to approve the development and submittal of a Binding Bid for a five-year term contract with the State of Florida on Capacity Management and Acquisition of Natural Gas Supply (*brought forward by Energy Services*)

**Item 20** – Voted 5-0 to authorize the **execution of an FDCA Hazard Mitigation Grant Program Agreement** and appropriate \$917,600 from the Stormwater Fund Undesignated Balance for implementation of a project to **acquire the properties and demolish the flood-prone structures at the following addresses**, with 75% to be reimbursed by FDCA and the remaining 25% match, in the amount of \$229,400, to be contributed by the City (*Option 1 recommended by Public Works/Stormwater Management*):

- Betty Tebo Janie Hansberry  
1209 Waverly Road 426 Dupont Drive
- Thelma Gilley John & Tera Winters  
1007 Tucker Street 1706 Salmon Drive

- Kevin Condatore John & Sonya Seay  
740 Gwen Street 1604 Laguna Drive
- Margaret Clark  
1325 Linda Ann Drive

**Item 21** – Voted 5-0 to approve a **two-year lease with four optional years for the Tallahassee Police Department (TPD) training facilities at the Tallahassee Mall**; authorized the City Manager to execute the lease document as approved by the City Attorney (*Option 1 recommended by Public Works/Real Estate*); determined the lease was at a below-market rate of \$5 per square foot

**Item 22** – Voted 5-0 to approve the **purchase of bus stop information schedule holders and Braille signage from Transit Information Products**, in an amount not to exceed \$26,000, including up to 10% for printed fixed signs for evaluation purposes, and provide for the use of up to \$21,000 in FY2004 Federal Enhancement Funds to purchase additional signs during the current budget year (*Option 1 recommended by TalTran*)

**Item 23** – Received a **status report on the Code Enforcement Amnesty Program** – *presented by the City Attorney*; voted 5-0 to **extend the application period to December 1, 2003** and requested that the staff push to individually contact all eligible owners to notify them of the Code Enforcement Amnesty Program and availability of grants

**Item 23.1** – Voted 5-0 to approve the **Conditional Concurrency Certificate Agreement with the Leon County Educational Facilities Authority** for a student housing facility consisting of 312 dwelling units located south of Tennessee Street on Ocala Road; discussed the concurrency agreement guaranteeing bus service to Florida State University

Mr. Wayne Rubinas, representing the Lambda Chi Alpha Fraternity, one of the equity owners, which would be leasing from the Authority at this development long term, appeared before the Commission relative to this item.

**Unagendaed Speaker** - Mr. Louis Rothman, 1017 Piney Z Plantation Road, appeared before the Commission and thanked staff members for providing him with reports. He congratulated the Commission for completing the FY2004 Budget, and suggested that the City Commission take the initiative to challenge or invite the County Commission to a series of public debates on the benefits of consolidation to taxpayers. Mr. Rothman also inquired as to what was happening with the paramedics currently on staff with Tallahassee Memorial Hospital (TMH).

**City Commission Information and Sharing of Ideas:  
Mayor Marks -**

1. requested that the October 15<sup>th</sup> Target Issues Workshop be canceled and re-scheduled to October 22<sup>nd</sup> at 2:00 p.m. with only the City Election discussion on the agenda, and with the Permitting issue and other agenda items moved to the November 19<sup>th</sup> Target Issues Workshop;
2. directed staff to find out the starting dates of a number of projects that were scheduled to occur in the downtown.

**Commissioner Lightsey -**

1. requested that the City Manager request Jim Oskowis, Director of Water Utility, or some other representative, to attend the only public hearing on water issues being conducted by the Northwest Florida Water Management District (NWFWMMD), hosted by Senator Al Lawson, scheduled for October 20<sup>th</sup> in Panama City, Florida; stated her intent to also try to attend; and confirmed the City's position supporting full implementation of local resources first;
2. reported the Gaines Street Subcommittee was making progress and would be meeting with FAMU President Gainous on October 16<sup>th</sup>, and she advised that County representatives were invited to attend and discuss alternatives and hear from President Gainous and his staff on some university plans; and
3. reported the Gaines Street Subcommittee would be meeting on October 23<sup>rd</sup> with the Florida Department of Transportation (FDOT) on the potential transfer of Gaines Street ownership from the State to the City of Tallahassee, including the transfer of Gaines Street maintenance funds to the

City, and advised that the County was not scheduled to approve the issue until the next meeting of the Metropolitan Planning Organization (MPO).

**Commissioner Katz -**

1. discussed progress being made on the Cultural Resource Commission (CRC) membership and structure;
2. requested assistance from the City Manager with the Financial Viability Task Force and how they might potentially move the task force along in terms of the operation of the City government without disrupting the members' other jobs;
3. requested that the City Attorney draft an ordinance to increase the amount of parking tickets to \$7.50, \$10, and \$15 for the third parking ticket, and bring back the ordinance with some numbers for discussion, along with some information on the cost of parking tickets in the Cities of Gainesville, Pensacola and Jacksonville, and a staff recommendation;
4. requested information on whether the taxi cab drivers in the City of Tallahassee were required to have drug tests;
5. requested that the staff bring back information on stop signs being an acceptable form of traffic calming and if the Commission needed to re-address the policy; and
6. recognized the efforts of former City Commissioner John Paul Bailey in pushing the Neighborhood Infrastructure Plan.

**Commissioner Gillum -**

1. described discussions with student and university representatives of Florida A & M University (FAMU), Florida State University (FSU), and Tallahassee Community College (TCC) on the City's role in university student affairs and the City's relationship with the overall university community, indicating the meeting was productive and expressing optimism about addressing some long-overdue issues;
2. reported on a long-range planning committee meeting, indicating that the initial focus would be on future development inside the Urban Service Area (USA) and the direction of City government in the development of student housing.

**October 16, 2003**

**Joint City-County Commission Public Hearing On Proposed Cycle 2004-1 Amendments To The 2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special session with the Board of Leon County Commissioners (County Commission) and took the following action (Mayor Marks, City Commissioner Gillum, and County Commissioners Winchester, Proctor and Maloy being absent):

Held a joint public hearing on the proposed Cycle 2004-1 Amendments to the Comprehensive Plan, with the following persons appearing before the Joint Commission relative to the specified amendments:

**Amendment 2004-1-M-006 (George Bell, Jr. proposed change from Rural to Urban Fringe fronting the south side of Tram Road, east of the Southeast Farm Wastewater Reuse Facility and west of Hidden Lakes Drive):**

Mr. Robert Scanlon, representing LCWRC (proponent); requested that set backs be required as protection for a water body that was not shown on the map presented for display

**Amendment 2004-1-M-008 (M. B. Adelson, IV proposed change from Residential Preservation to Mixed Use A north of Park Avenue between Ferndale Drive and Belmont Road):**

- Mr. Jerry Edwards, 1603 Valley Road, Inglewood Neighborhood Association President (opponent)



- Mr. David Luke, 1603 Valley Road (opponent)
- Mr. Joe Carroll, 115 Ferndale Drive (opponent)
- Mr. M. B. Adelson, 3387 East Lakeshore Drive, representing nine property owners along this strip of Park Avenue (proponent); requested that the Commission include Mr. Ed Martin in this map change by initiating the remaining contiguous parcel belonging to him as part of this amendment; also requested that if Mixed Use A was unacceptable, he would like to offer a way to make it acceptable and if it was unacceptable, he would request that this application be tabled or continued until the Neighborhood Boundary designation was available and the property owners could amend their application to Neighborhood Boundary
- Mr. Warren Merrell, 127 Willaura Circle (opponent)
- (Ms. Sylvia Merrell waived her time to Mr. Warren Merrill.)
- Mr. James H. Bailey, 1536 E. Park Avenue (proponent)
- Mr. Ian Elsner, a minor (opponent)
- Mr. James Elsner, 114 Ferndale Drive (opponent)
- Mr. Jeffrey Saulich, 421 Margaret Court, representing the Ingleside Subdivision Neighborhood Association (opponent)
- Ms. Carol Bullock, 120 Reece Park Lane (opponent)
- Ms. Linda R. Earnest, 525 Collins Drive (opponent)
- Mr. John W. Porter, 123 Ferndale Drive (opponent)

County Commissioner Rackleff **requested that the staff provide information to the Commissioners on previous requests made by these property owners along East Park Avenue.** Staff acknowledged this was the third time this request had been submitted and she referenced page 5 of the agenda item analysis for a breakdown.

**Amendment 2004-1-M-009 (James F. Olmstead and Leslie Wilson propose change from Residential Preservation to Mixed Use A fronting the north side of Glenview Drive, between Thomasville Road and Fernando Drive):**

- Mr. Jim McMurtry, 1812 Fernando Drive, President of the Glenview/Pineview Neighborhood Association (opponent); submitted 15 letters of support for denial of this amendment from other homeowners in the neighborhood who also objected to this amendment (placed on file in the Office of the City Treasurer-Clerk)
- Ms. Leslie Wilson, 624 Glenview Drive (applicant; proponent)
- Ms. Laura Conrad, Esquire, 2810 Remington Green Circle, Attorney for Ms. Leslie Wilson (proponent)
- Mr. James Olmstead, 702 Glenview Drive (proponent)
- Mr. Earl Lines, 3418 Deer Lane Drive (proponent)
- Ms. Linda Earnest, 525 Collins Drive, Vice President of Glenview-Pineview Neighborhood Association (opponent)
- Mr. Jim Earnest, 525 Collins Drive (opponent)

Mayor Pro Tem Katz **requested that the staff advise the Commissioners as to 1) whether there were any updated applicable traffic count information subsequent to the revised intersection at Thomasville and Meridian Roads, and 2) what would be involved to get that information.** He also **requested that the staff verify the information that had been presented, including 1) verification that 20 out of 28 parcels were not homestead exempt, 2) the letters received in support of the change were from residents who were representative of the parcels, and 3) make sure the two pictures that had been displayed were representative of the current situation.**

County Commissioner Grippa **requested that the staff provide the Commissioners with 1) a new traffic count for Glenview Drive to attempt to determine if this was residential or a minor collector since this change, 2) what types of businesses were in the area, 3) a comparison of the amount of traffic going in and out at this location**

to a family of two or three, and 4) any potential environmental impact based on what was on the property versus what was allowed by the current zoning.

County Commissioner Rackleff requested that the staff also assess the impact of the proposed widening of Tharpe Street between Meridian Road and North Monroe Street, which was intended to diminish the impact of the Five-Points intersection modifications and how that would potentially affect the traffic count.

County Commissioner Thael stated that he would be out of town and requested an opportunity to participate telephonically in the Joint City-County Commission Workshop on these proposed amendments currently scheduled for November 20.

**Amendment 2004-1-T-012 (Conservation Subdivisions within the Urban Fringe):**

- Mr. Robert Scanlon, Chairman of the Leon County Water Resources Commission (LCWRC) (proponent)
- Mr. Neil Fleckenstein, 13093 Henry Beadel Drive, representing the Tall Timbers Research Station and the Red Hills Conservation Program (proponent)

**Amendment 2004-1-T-013 (Identify and Address Special Needs of Drainage Basin Sub-areas through Sector Planning):**

Mr. Robert Scanlon, representing LCWRC (proponent)

**Amendment 2004-1-T-014 (Future ROW Protection and Access Management Provisions for Identified Roadways):**

Ms. Kristine Williams, representing the Center for Urban Transportation Research (CUTR), University of South Florida in Tampa, Florida (proponent)

**Amendment 2004-1-T-015 (Off-Site Mitigation for Significant Grades):**

Mr. Robert Scanlon, representing the LCWRC (opponent)

**Amendment 2004-1-T-016 (Definitions for Private, Commercial and Residential Recreational Facilities):**

- Mr. John D. Dew, 6527 Chevy Way, member of the Council of Neighborhood Association (CONA) Board of Directors (opponent)
- Ms. Becky Subrahmanyam, 1257 Cornerstone Lane, representing Ms. Carol Kio-Green (proponent)

Commissioner Lightsey requested that the staff bring back some language about land uses being compatible.

**October 22, 2003**

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

Recognized **students from the Florida A & M University Research School Hearts Program**, who were in attendance with their Program Coordinator, Margrett Davis

**Item .1** – Heard a **2003 United Way Campaign kickoff** presentation by Ms. Barbie Jordan, Chairman, and Mr. Ken Armstrong, of the United Way of the Big Bend

**Items .2-10 and 12** – Voted 5-0 to approve the staff's recommendations presented in the following Consent Agenda Items, taking the action shown:

Item .2 – Approved the **appointment of Ms. Maribel Nicholson-Choice to the Tallahassee-Leon County Planning Commission** to a term expiring November 2006 *(presented by the Mayor's Office)*

(Confirmed with the City Attorney that there was no conflict in the appointment of Ms. Nicholson-Choice as procedurally she would file an abstention in the event of a conflicting issue coming before the Blueprint 2000 Intergovernmental Agency, to which she provided professional services.)

Item .3 – Approved the **appointment of Mr. Mark Thomasson to the Municipal Code Enforcement Board** to a term expiring June 2006 *(presented by the Mayor's Office)*

Item 1 – Authorized staff to negotiate and enter into an Engineering Services Agreement for the Airport's Passenger Boarding Bridges Project with **The LPA Group, Inc.**, the Airport's Consulting Engineers, in the not to exceed amount of \$130,000 *(Option 1 recommended by Aviation/Capital Program Administration)*

Item 2 – Approved the award of a construction contract for the design and installation of certified Miami Dade Standard stainless steel air borne debris protection shutters over windows and openings on nine Water and Sewer buildings to **EXETER Architectural Products, Inc., Palm City, Florida**, sole source vendor meeting specifications, in the amount of \$377,083 *(Option 1 recommended by Facilities Management)*

Item 3 – Approved the Selection Committee's ranking for the 2004-2005 Peaking Resource Additions' Design Engineering Services; authorized staff to utilize the existing contract between the City and **Sargent and Lundy** for these design-engineering services *(Option 1 recommended by Electric Utility/Production)*

Item 4 – Approved the award of Bid No. 0185-03-BP-TC for Fiber Optic and Cable Maintenance to **Dial Communications**, low bidder meeting specifications, for an hourly rate of \$35.00 *(Option 1 recommended by the Chief Information System Officer [CISO])*

Item 5 – Approved the use of **PeopleSoft Upgrade Lab** for upgrading the City's PeopleSoft Financial Management System, in the amount of \$125,000 *(Option 1 recommended by CISO)*

Item 6 – Approved an **amendment to the FY 2003/04 public services contract for A Life Recovery Center**, in the total amount of \$9,000, in order to create a position responsible for maintaining the grounds surrounding the Fred Lee Park area and the adjoining Frenchtown Neighborhood entry sign, with funding from recaptured closeout funds from the Human Services Donation Master Project #03143 *(Option 1 recommended by Neighborhood & Community Services [NCS])*

Item 7 – Joined in the dedication and approved the **Westbrook Village Subdivision Plat**, consisting of 4.07 acres subdivided into 34 lots bounded on the north by Lots 47 and 38 of the Florida Pecan Endowment Company Subdivision, on the south by unplatted lands, on the west by Mission Road, and on the east by unplatted land, planned for development as residential town homes by George Ragheb and Janette Ragheb, owners *(recommended by Public Works/Engineering)*

Item 8 – Joined in the dedication and approved the **Alyssa Overlook Subdivision Plat**, a replat of the New Harvest Church Site, consisting of 5.58 acres subdivided into two (2) lots bounded on the north by Bannerman Road, on the south by Summerbrooke Phase 10, on the east partially by Viburnum Court and partially by Summerbrooke Phase 10, and on the west partially by unplatted land and partially by Lake Alyssa in Summerbrooke Phase 10,

planned for development as single family detached by BCD Enterprises, Inc.  
(recommended by Public Works/Engineering)

Item 9 – Approved the award of a construction purchase order for the partial renovation of the municipal Supply Warehouse to **Arnold Design and Construction, Inc.**, low bidder meeting specifications, in the amount of \$82,642 (Option 1 recommended by Public Works/Engineering)

Item 10 – Approved the award of bid for the purchase of 40 bus stop shelters and related equipment from **Tolar Manufacturing, Inc.**, sole bidder meeting specifications, in the amount of \$204,200, with funding from FY2002 Federal Transit Administration (FTA) Grant and Florida Department of Transportation (FDOT) Toll Credits (Option 1 recommended by TalTran)

Item 11 – An item regarding the appointment of the Charter Review Committee was pulled from Consent for policy discussion and direction (following Item 14) (brought forward by the City Treasurer-Clerk and City Attorney)

Item 12 – Approved the **minutes** of the following City Commission meetings as distributed (recommended by the City Treasurer-Clerk/Records Administration):

- July 9, 2003 Regular Meeting
- August 20, 2003 Regular Meeting

**Item 11 (pulled from Consent)** – Discussed the **Charter Review Committee** process, which by referendum must convene in November and complete the process of reviewing the role/duties/functions of the Mayor and City Commissioners within 60 days of appointment; **concurred to submit the names of individual Commissioner appointments to the City Treasurer Clerk by the end of the following week**, with a tentative initial meeting date planned for November 3, 2003 and the subsequent meeting schedule to be determined by the committee (brought forward by the City Treasurer-Clerk/City Attorney)

**Item 13** – Received an update from Commissioner Katz on the Cultural Resources Commission (CRC); voted 5-0 to approve **amendments to the CRC Bylaws as amended with clarification language to be provided by the City Attorney** and agreed that provided the Bylaws are approved by the CRC and resignations of Board members are submitted as contemplated by the proposal, funding of the CRC would continue as previously approved (Option 1 as amended recommended by the City Attorney)

**Item 14** – Introduced **Ordinance No. 03-O-58**, which would amend the Zoning, Site Plan, and Subdivision Regulations to provide for the **Neighborhood Boundary Office District** (implementing Comprehensive Plan Text Amendment 2003-1-T-006, which created the Neighborhood Boundary Future Land Use Category), and set public hearings on the ordinance for November 25 and December 10, 2003 (Option 1 recommended by Planning)

**Item 15** – Voted 5-0 to approve the staff's request to present the **Public Works Design Standards** to the public and land development interests for their review and comment, with direction to also provide information to the Commission on language in the manual that related to policy direction (Option 1 recommended by Public Works/Administration as amended)

**Item 16** – Voted 5-0 to authorize a grant agreement with **Good News Outreach** to provide \$134,000 in HOME funds for the renovation of Mission Oaks Apartments at 1529 Mission Road, a 23-unit single room occupancy facility providing housing as well as counseling and case management for very low income males (Option 1 recommended by NCS)

**Item 17** – Discussion of a Loan Agreement for renovations at Shepard Street Apartments was deleted from the agenda and rescheduled for November 25, 2003

**Item 18** – Voted 5-0 to authorize the **hiring of a temporary coordinator to establish and coordinate the Smith-Williams and the Lincoln Neighborhood Learning Centers**, with funding of \$30,000 provided from recaptured closeout funds in the Human Services Donation Master Project #02302 (Option 1 recommended by NCS)

Commissioner Mustian introduced Mr. Ron Boege, the Coordinator of the Apalachee Ridge Learning Center, who would be hired to establish and bring resources to the new Smith-Williams and Lincoln Neighborhood Learning Centers in the Frenchtown area.

**Item 19** – Voted 5-0 to authorize the City Manager or her designee to execute the **Bridge Agreement with ESBI (US) Transmission, Inc.** for continued participation in the development of the SeTrans Regional Transmission Organization (RTO) with the concurrence of the City Attorney, and approved \$101,375 to fund the City's portion of estimated expenses associated with the Bridge Agreement, with funding available from the Undesignated Electric RR&I (*Option 1 recommended by Electric Utility*)

**Item 20** – Voted 5-0 to ratify the City Manager's emergency authorization for **Purdum Unit 8 electric generating plant's Load Commutating Inverter (LCI) repairs**, including the potential transformer (PT) compartment purchase from General Electric (GE), in an amount not to exceed \$80,000, and technical field support from GE for the LCI repairs and testing, in an amount not to exceed \$50,000; approve a \$200,000 increase in the Electric Utility Accounts Receivable (A/R) Capital Improvement Projects (CIP) budget for FY2004; authorize the City Manager to approve future expenditures in excess of \$50,000 to facilitate needed repairs; authorize the use of any insurance proceeds to offset the repair costs and the use of Undesignated RR&I funds for any costs not covered by insurance claims (*Option 1 recommended by Electric Utility/Production*)

**Item 21** – Voted 5-0 to present Option 1 and Option 2, as proposed by staff, to Leon County as two workable options for consideration to provide **Advanced Life Support (ALS) first response services in the unincorporated area of Leon County**, and indicated a willingness to extend the MSTU at the appropriate time for another year (*recommended by the Tallahassee Fire Department/City Manager*)

**Item 22** – Held a public hearing and voted 5-0 to adopt **Ordinance No. 03-O-67**, introduced on October 8, 2003, providing **clean-up and housekeeping amendments to the General Employees', Police Officers' and Firefighters' Pension Plans** (*Option 1 recommended by the City Treasurer-Clerk/Retirement Administration*)

There were no speakers on this item.

**Item 23** – Held a public hearing on **Ox Bottom Reserve Voluntary Annexation Ordinance No. 03-O-37**, introduced on June 11, 2003, and continued from public hearings on June 25, August 27 and September 24, 2003, which would annex into the City approximately 12.5 acres located north of and adjacent to Ox Bottom Road, and was planned for the development of a 27-lot residential subdivision; **continued the public hearing to November 25, 2003, delaying action on the annexation** (*Option 3 recommended by DMA/Administrative Services*)

There were no speakers on this item.

**Item 24** – Held a public hearing and voted 5-0 to adopt **Southern Triangle – Desilets Voluntary Annexation Ordinance No. 02-O-74AA1**, introduced on August 28, 2002 and continued from public hearings on September 22 and November 13, 2002, from the Consent agenda on December 11, 2002 and from public hearing on September 24, 2003, annexing into the City two parcels (Tax I.D. #4124200260000 and #4124200060000) located in the original Southern Triangle Area Tract "A" (Woodville Highway-Sheffer Road) (*Option 1 recommended by DMA/Administrative Services*)

There were no speakers on this item.

**Item 25** – Held the first of three public hearings to establish the final assessment for each property owner along Blair Stone Court to improve their street to City standards and accept it for ownership and maintenance; voted 5-0 to adopt **Paving Resolution No. 03-R-36**, direct that the Caveat on the **Blair Stone Court Subdivision Paving Assessments** be recorded in the Public Records, and approve an appropriation of \$80,000 for surveying, design and right-of-way acquisition, with funding from the Street Paving Fund (*Option 1 recommended by Public Works/Engineering*)

There were no speakers on this item.

**Item 26** – Held the second and final public hearing on **Capital Hills Neighborhood Rezoning Ordinance No. 03-Z-47**, introduced on August 20, 2003 and continued from the first public hearing on September 24, 2003, rezoning properties located between Miccosukee Road to the north and Mahan Drive to the south, and between Brookwood Drive to the west and Mary’s Drive to the east, from RP-2 Residential Preservation District to RP-1 Residential Preservation District (RZ-377) (applicant: City Commission at the request of the Capital Hills Neighborhood Association) (*Option 1 recommended by Planning*)

The Commission also directed staff to bring back some analysis of potentially amending the regulations on non-conforming uses to allow a waiver to allow the non-conforming use to be rebuilt under certain conditions.

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

- Mr. Morris Palmer, 1603 Carruthers Street (opponent)
- Mr. Colin Hackley, 936 Spottswood Drive, President of the Capital Hills Neighborhood Association (proponent)
- Mr. Joe Helton, 1204 Hawthorne Street, Vice President of the Capital Hill Neighborhood Association (proponent)
- Mr. Geoff Sprague, 1407 Frederick Drive, representing New Century Holding (opponent)

**Item 27** – Held the third public hearing on **Frenchtown-Springfield Historic District Boundary Rezoning Ordinance No. 03-Z-19**, introduced on April 23, 2003, and continued from public hearings held on August 27 and September 24, 2003, which would rezone properties designated on the Frenchtown-Springfield Historic Preservation Overlay District and Rezoning Map (Attachment #1 to the Agenda Item) from RP-2 Residential Preservation District and CU Central Urban District to RP-2 Residential Preservation District and CU Central Urban District with HPO subject to the underlying zoning district development standards, and list the properties on the Local Register of Historic Places, thus creating the Frenchtown-Springfield Historic; **continued the public hearing on this ordinance to December 10, 2003** (*recommended by Planning*)

There were no speakers on this item.

**Unagendaed:**

Ms. Debbie M. Dantin, Senior Vice President of Genesis Group, 2507 Callaway Road, Suite 100, appeared before the Commission and objected to the traffic impact study section of the proposed Public Works Design Standards (presented a document with her written concerns – *on file in the Office of the City Treasurer-Clerk*).

Mr. Louis Rothman, 1017 Piney Z Plantation Road, appeared before the Commission and suggested the establishment of an ad hoc committee to help in the negotiations regarding EMS Dispatch service and to oversee the issue.

Ms. Linda Earnest, 525 Collins Drive, representing the Glenview/Pinegrove Neighborhood, appeared before the Commission and urged the protection of the northeastern residential neighborhoods.

Mr. Jarvis Bedford (no address provided), representing the City’s professional firefighters, appeared before the Commission and thanked the Commission for their vote of confidence on the ALS issue.

**Commission Information and Sharing of Ideas:**

Mayor Marks congratulated City Attorney English on being the new grandfather of a baby girl, Grace Morgan English. He also noted that a short Commission workshop had been scheduled for Friday, October 24, 2003 at 2:00 p.m., for an update on the EMS Dispatch issue.

Commissioner Mustian reported the financial position of Tallahassee Memorial Hospital was good and improving, as demonstrated by a positive operating margin. He stated that the hospital board had invited City participation in its strategic planning and he had suggested Fire Chief Quillin and Police Chief McNeill. On behalf of the Neighborhoods Target Issue Committee, Commissioner Mustian requested input on land use issues associates with Gaines Street Project. He also requested that Commissioner Lightsey participate in that committee.

Commissioner Katz invited other Commissioners to attend the Task Force on Financial Viability, which would be meeting the next day at 3:30 p.m.

### **October 24, 2003 Public Safety Communications Workshop**

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

- Received a Power Point presentation from Police Chief McNeil, Fire and Information Systems staff on public safety communications and the Emergency 911 system (emergency dispatch system), presenting the current process and proposed processes to improve the system
- Concurred with a basic timeline of April 2004 to work out the best public safety/911 dispatch communications system for this community
- Concurred with being part of a consultant study to evaluate this communications dispatch issue, working with the consultant hired by the Leon County Sheriff's Office so that the consultant's report would be reflective of City and County Commission concerns
- Authorized the City Attorney to attempt to resolve the Phase II FCC compliance issue to allow cell phone calls to be mapped
- Requested a two-page brief on how emergency management responses were currently handled in this community
- Additionally, received a report from Assistant City Manager Tom Coe on the two options for ALS first response service that City staff had presented to the County pursuant to authorization from the City Commission on October 22, 2003, and the County's offer of a better option to provide good coverage for both the City and the County, using City MSTU revenue inside the City, and pushing joint communications to effectively track the City's resources, basically including:
  - Stationing three (3) transport units, i.e. ambulances, geographically around the County and four (4) more inside the City, for a total of seven (7) transport units at all times; TFD will provide four (4) ALS first response units working from four stations in the City, for a total of eight (8) ALS first response units inside the City, four (4) of them transport units; the calls for service workload and demand would be evaluated each year to try to address problems; the County would pay for the cost of upgrading engines, paramedic stipends, required training, medical supplies and insurance coverage
- Concurred with direction to the staff to bring back some analysis and cost projects on the County's ALS first response proposal
  - County Chairman Grippa and County Commissioner Bob Rackleff appeared before the Commission relative to these issues.

### **November 12, 2003**

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

**Item .1** – Accepted a presentation from Mr. Bob Fleming of the University of North Florida's Institute of Police Technology and Management, representing 56 law enforcement agencies in the Northwest Florida District. He advised that the International Association of Chiefs of Police had judged the **Statewide implementation of the Florida Department of Education Safety Office's *Buckle Up Florida Program*, and designated the Tallahassee Police Second nationally.** Mr. Fleming stated that the Tallahassee Police Department would be awarded \$15,000 for safety equipment in recognition of their achievement.

**Consent Agenda Items 2-8, 10-11 and 13-15** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2-8, 10-11 and 13-15, taking the action shown:

Item 1 – Deleted from the agenda a request to approve the **2004 Audit Work Plan** – to be rescheduled for November 25, 2003 (brought forward by the City Auditor)

Item 2 – Approved the **purchase of 11 replacement vehicles**, consisting of class eight 12-yard dump trucks, from **Capital Truck Inc. of Tallahassee, Florida**, in the amount of \$958,100, in accordance with the pricing, terms and conditions of IFB No. 0047-03-KR-BP, which was approved by the City Commission on February 17, 2003 (*Option 1 recommended by Fleet Management*)

Item 3 – Approved the **purchase of 24 replacement vehicles**, consisting of six (6) medium duty trucks from **Atlantic Truck Center of Fort Lauderdale, Florida**, in the amount of \$33,598, and 18 from **Ward International Trucks, of Mobile, Alabama**, in the amount of \$1,072,034.46, in accordance with the pricing, terms and conditions of IFB No. 0047-03-KR-BP, which was approved by the City Commission on February 12, 2003 (*Option 1 recommended by Fleet Management*)

Item 4 – Approved an **annual post production software modification maintenance contract with SPL WorldGroup, Inc.**, as submitted, in the amount of \$120,000, and authorized the City Manager to execute and accept the contract (*Option 1 recommended by the Department of Management & Administration [DMA]/Chief Information Systems Officer [CISO]/Information Systems Services [ISS]*)

Item 5 – Authorized ISS staff to **purchase the wiring hardware to replace and upgrade as necessary the existing network wiring infrastructure equipment within the City's Municipal Utility Complex Building from Dial Communications, Inc.**, on City Contract No. 657, in the amount of \$64,178.56 (*Option 1 recommended by DMA/CISO/ISS*)

Item 6 – Approved the rankings as submitted, and authorized negotiation and execution of a **contract with Utility Automation Integrators (UAI) for software, hardware and implementation services for an Outage Management System (OMS)** through an integrated *Utility Center 2.0* application and the *Digital Utility* development of intelligent electronic map and Geographic Information System (GIS) – no new funding required as funds are included in the exiting Technology Integration Project #00-053 (*Option 1 recommended by DMA/CISO/ISS*)

Item 7 – Approved the **purchase of supplies and/or services to implement a micro surfacing road maintenance strategy with Florida Highway Products, Inc.**, utilizing the contracts of the vendor with Escambia and Citrus Counties for micro surfacing ranging from pothole patching and resurfacing to total reconstruction, both contracts having been acquired through a competitive bid process, at an estimated cost of \$73,000 from the Street Resurfacing Program Project No. 04-087 (Gas Tax Fund) (*Option 1 recommended by Public Works/Streets & Drainage*)

Item 8 – Joined in the dedication and **approved the Drake Subdivision plat**, consisting of 0.9 acres, subdivided into two (2) lots replatted for single family detached housing, bounded on the north, east and west by lots in Block "V" of the Fifth Addition to Betton Hills, and on the south by Beleau Wood Drive (*recommended by Public Works/Engineering*)

Item 9 - *Pulled from consent for a separate vote a request to award a construction contract for the Charles Court Drainage Improvements Project, Phase II (brought forward by Public Works/Stormwater Management) – SEE BELOW*

Item 10 – Approved the award of a **Term Price Agreement for the cold milling of asphalt paving to Peavy & Sons, Inc.**, lowest bidder per specifications (*Option 1 recommended by Public Works/Streets & Drainage*)



Item 11 – Approved an **engineering contract with Post, Buckley, Schuh & Jernigan, Inc. (PBS&J) to perform the necessary professional services to develop a Rapid Damage Assessment Project** to improve emergency first response for the City of Tallahassee (*Option 1 recommended by Public Works/Stormwater Management*)

*Item 12 – Pulled from consent for discussion and a separate vote, a request for approval of expenditures for incidental transportation using taxi service during hours not covered by existing agreements with local carriers (brought forward by TalTran, as the Dial-A-Ride/Community Transportation Coordinator) – SEE BELOW*

Item 13 – Approved the City's **replacement of worn-out equipment (belt filter presses) at the Thomas P. Smith Water Reclamation Facility** with the **third purchase of a biosolids screw press and rotary screen thickener from FKC Co., Ltd., of Port Angeles, WA**, sole-source vendor, at a price of \$358,007 -- completing the phased replacement of worn-out equipment and enhancing the reliability of the biosolids treatment system to ensure compliance with state and federal regulations (*Option 1 recommended by Water Utility*)

Item 14 – Approved the award of a three-year contract for the **purchase of liquid polyphosphate, for utilization in the water treatment process at three City water supply wells, from Dave Symonds & Associates, Inc. of Leesburg, FL**, low bidder meeting specifications, at an annual estimated cost of \$64,038.55 (The addition of the polyphosphate would result in sequestration of the iron and manganese produced at the three water supply wells and mitigate iron/manganese-related water quality problems, such as discoloration, in the distribution system.) (*Option 1 recommended by Water Utility*)

Item 15 – Approved the **minutes** of the following City Commission meetings (*recommended by the City Treasurer-Clerk/Records Management*):

- August 27, 2003 Regular Target Issues Workshop
- August 27, 2003 Regular Meeting
- September 10, 2003 Regular Meeting

**Item 9** (pulled from Consent) – Voted 4-0 (Commissioner Mustian abstained) to award a **construction contract for the Charles Court Drainage Improvements Project, Phase II** (IFB No. 0010-04-ER-BC), to **Jimmy Crowder Excavating and Land Clearing, Inc.**, low bidder meeting specifications with the most Economic and MBE points recommended by both the Minority Business Enterprise Department and the Stormwater Management Division, in the amount of \$137,902 (*Option 1 recommended by Public Works/Stormwater Management*)

**Item 12** (pulled from Consent) – **Continued to the next regular Commission meeting a request for approval of expenditures for incidental transportation over the next three fiscal years using taxi services** during hours not covered by existing agreements with local carriers, with overall annual expenditures not to exceed \$80,000, subject to annual appropriations for the purchase of such service (*brought forward by TalTran, as the Dial-A-Ride/Community Transportation Coordinator*)

**Items 16 – Introduced Daniel Donovan Abandonment Ordinance No. 03-O-62**, which would abandon an eight-foot wide right-of-way (entrance to a community park, which was abandoned in the 1960s) located south of and adjacent to Oakland Avenue, approximately 300 feet east of Broome Street, as requested by the applicant, Daniel Donovan; set the ordinance for public hearing on November 25, 2003 (*Option 1 recommended by Planning*)

**Item 17 – Introduced Frenchtown Renaissance Center Rezoning Ordinance No. 03-Z-68**, which would amend the existing 4.4-acre Planned Unit Development (PUD), adding a 0.3-acre parcel and rezoning the parcel from Central Urban (CU) to PUD, located on the east and west sides of Macomb Street between Carolina Street and Virginia Street (applicant: City of Tallahassee/Neighborhood and Community Services); set the ordinance for public hearing on November 25, 2003 (*Option 1 recommended by Planning*)

**Item 18 – Introduced Miller House HPO Rezoning Ordinance No. 03-Z-70**, which would rezone 0.69 acres located on the east side of Thomasville Road approximately 200 feet south of Seventh Avenue from

CU Central Urban District to CU Central Urban with HPO Historic Preservation Overlay, and list the subject property on the Local Register of Historic Places (applicant: City of Tallahassee); set the ordinance for public hearing on November 25, 2003 (*Option 1 recommended by Planning*)

Ms. Beth LaCivita, representing the Tallahassee Board of Historic Preservation, appeared before the Commission relative to this item (proponent).

**Item 19 - Introduced Goodwill Industries of the Big Bend (GIBB) Village/Oak Ridge Townhomes/Ross Road Voluntary Annexation Ordinance No. 03-O-65**, which would annex approximately 11 acres into the City, located on the north side of Ross Road, contiguous to a recent Southern Triangle annexation; set the ordinance for public hearing on December 10, 2003 (*Option 1 recommended by DMA*)

**Item 20 – Introduced Briarwood Manor Apartments, Phases I & II, Shelfer Road Voluntary Annexation Ordinance No. 03-O-66**, which would provide for the voluntary annexation into the City of approximately 12 acres located on Shelfer Road, north of Ross Road, and contiguous to a recent Southern Triangle annexation, as petitioned by the owner, Briarwood Ltd. and Briarwood Apartments Phase II (Frank Johnston) (developed with 21 apartments building, including 156 units, zoned MR-1 in the Mixed Use B Future Land Use category); set the ordinance for public hearing on December 10, 2003 (*Option 1 recommended by the Department of Management & Administration [DMA]*)

**Item 21 –** Received a presentation on the **South Monroe Sector Implementation Plan** (summarized in the agenda item) and voted 5-0 to approve the implementation of the Plan (*Option 1 recommended by Planning*)

Ms. Nancy McGrath, Chair of the South Monroe Sector Planning Steering Committee, and Mr. Gary Dickens, Ivey Harris & Walls of Winter Park, FL, Design Consultants, appeared before the Commission relative to this item.

Ascertained from staff that the planned County Stormwater facility would be located near the intersection of Monroe Street and Orange Avenue

Directed staff to bring back a report on which cross streets should be improved for the best use of funds, and to provide a map overlaid with the South Monroe Sector Plan projects along with a detailed plan

Concurred with the designation of Commissioner Gillum to oversee this sector plan implementation, with the support of Commissioner Lightsey, and the designation of Planner Darrin Taylor to be the staff coordinator for the implementation of this sector plan

**Item 22 –** Voted 5-0 to 1) adopt the proposed **School Facility Planning Interlocal Agreement between the City, Leon County and the School Board**, which was mandated by the state to more closely coordinate comprehensive planning and school facilities planning programs, i.e., school siting, enrollment forecasting, school capacity, infrastructure, co-location of civic and school facilities, the sharing of development and school construction information, and dispute resolution and oversight, 2) authorize the Mayor to sign the Agreement, and 3) direct the staff to transmit the Agreement to the Florida Department of Community Affairs (FDCA) (*Option 1 recommended by Planning*)

**Mayor Marks announced that he would take on the School Board Liaison responsibility as part of the Intergovernmental Relations responsibility residing with the Office of the Mayor.**

Mr. Jim Croteau, Director of Planning and Policy for the Leon County School Board, appeared before the Commission and confirmed that the burden was on the School Board to keep information flowing to the City and the County, and local government's responsibility was to pay attention to schools when planning improvements such as sidewalks and roadway improvements. He advised that the School Board, at its annual reorganization meeting on November 18, 2003 would designate one School Board member as a liaison to the City and one to the County.

**Item 23 –** Voted 5-0 to direct Planning Department staff to initiate an **amendment to the City of Tallahassee Land Development Code to provide for a designee for the Planning Department Director on the Architectural Review Board (ARB)** (*Option 1 recommended by Planning*)

**Item 24** – Received a staff **update on City negotiations with Leon County for the Tallahassee Fire Department (TFD) to provide advanced life support (ALS) first response services** (*brought forward by the City Manager/TFD*).

The Commission concurred in suggesting that \$60,000 be paid for the first two years of the ALS contract, with the intent to resume discussions of the actual cost in 18 months prior to the contract renewal, and further suggested that clarification should be provided in the contract language that the Countywide Municipal Services Taxing Unit (MSTU) established by the County to provide Countywide Emergency Medical Services (EMS) included ALS first response services.

Staff confirmed that a City study would be conducted to update the Fire Services Fee, as indicated during the budget process, and briefly reported on the possibility of obtaining insurance to protect the City's program from large catastrophic loss potential that was more risk exposure for the City than had been contemplated in the past.

**Item 28** - Held a public hearing on **Governor's Mansion / Adams Street Abandonment Ordinance 03-0-38**, introduced on June 25, 2003, abandoning the public right-of-way of the westernmost 198.8 feet of First Avenue and the segment of Adams Street located between West Brevard Street and the Governor's Mansion complex property, as requested by the State of Florida in order to address increasing security needs for the Governor

Voted 5-0 to go forward on this abandonment request based on it being a security issue and request that the staff investigate including a provision working out the public access issue to ensure that the level of access for citizens would be no less under any rules adopted by the State for that portion of Adams Street except in case of emergency, except as it related to vehicular traffic (*Option 1 brought forward by Planning*)

Directed the staff to bring this issue back to the Commission in two weeks for a final vote as the final language was resolved, along with confirmation that the concurrency costs stated in the agenda item were correct, and to provide a better map showing the bollards and turnarounds

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

- Ms. Carol Graham Beck, Curator of the Governor's Mansion, 700 North Adams Street (proponent)
- Mr. Don Ladner, Chief of Protective Operations for the Florida Department of Law Enforcement (FDLE), 700 North Adams Street (proponent)

**Item 25 –1** Voted 5-0 to approve the **purchase of five generators from Ring Power**, low bidder meeting specifications, in the amount of \$131,700, with a 30-day delivery, with grant funding received from the Federal Emergency Management Association (FEMA) for emergency back-up generators for four fire stations and the 800 MHz Radio prime site (*Option 1 recommended by TFD*)

**Item 26** – Voted 5-0 to authorize the acceptance of the Housing Tallahassee, LLC proposal response to the City's RFP, and authorize staff to enter into an **agreement with Housing Tallahassee, LLC for development services for Carolina Place**, a 15-unit single-family affordable housing project, which would further the City's affordable housing goals and Frenchtown revitalization initiatives (*Option 1 recommended by NCS*)

**Item 27** – Voted 5-0 to ask **Commissioner Katz to continue for another year as Mayor Pro Tem**, to serve until November 2004 (*recommended by the City Treasurer-Clerk/Records Division*)

#### **UNAGENDAED SPEAKERS:**

Mr. Bob Fulford, 231 Westridge Drive, appeared before the Commission and discussed his concerns with the **Paramore Estates neighborhood gas line right-of-way issue** and the **Chaires Community gate station issue** had not been resolved.

Reverend William Foutz, Sr., 6504 North Meridian Road, appeared before the Commission and discussed his concern with no easement ever being granted to any gas company to cross the Rollins property in the Paramore Estates neighborhood with a high pressure gas line. He also thanked Mayor Marks for his Race Relations Summit.

The Commission confirmed that the staff would bring back an update on this Paramore Estates gas line issue as well as a recommended option for resolving the matter, and whether the residents of Paramore Estates neighborhood wanted access to City gas.

**November 12, 2003  
SPECIAL COMMISSION MEETING  
CITY COMMISSION WORKSHOP RETREAT**

The City Commission and Leadership Staff met in special session for a workshop retreat, moderated by Dr. Larry Gross, Consultant, at the Brokaw McDougall House, 329 N. Meridian Street, on November 12, 2003, with Commissioners Marks, Katz, Lightsey, Mustian and Gillum present. Also present were City Manager Favors, City Attorney English, City Treasurer-Clerk Herndon, City Auditor McCall, Senior Assistant City Manager Michael Wright, Assistant City Manager Tom Coe, Assistant City Manager Ricardo Fernandez, Director of Management and Administration David Reid, Director of Communications Michelle Bono.

Mayor Marks called the meeting to order at 8:40 a.m.

Ms. Debbie Pullen, Supervisor of the Brokaw McDougall House, welcomed the participants of this meeting and invitations to the Third Annual Brokaw McDougall Victorian Holiday Open House, which was being hosted by the City of Tallahassee, Mayor and Commissioners along with the Brokaw McDougall House Advisory Committee and the Parks and Recreation Department. She stated that this event was scheduled for Monday, December 1, 2003, from 5:30 to 8:00 p.m., and was a thank you to members of all of the advisory boards serving the City.

Dr. Larry Gross briefly reviewed the agenda as distributed, indicating the focus would be on goals and Commission protocols.

Brief discussion focused on the managing of time. Mayor Marks described his situation as much improved, which he attributed primarily to the appointment of Ms. Dinah Hart as his Senior Aide. He noted that she also played a liaison role with the other Aides. Commissioner Katz noted that he was trying to fill his Aide vacancy and suggested that the number of Commission meetings be reduced.

Discussion continued relative to potentially reducing the scheduled Commission meetings to keep the first week, and possibly the fifth week, free in applicable months. The possibility of allowing Commission action with three or four of the Commissioners attending was mentioned, in which case information flow and sharing would become more important. **The Commissioners agreed that the Sharing of Ideas and Information section of the agenda should be kept to three to five minutes or the issue should be scheduled on the agenda if more discussion was needed while there should be advance notice if any action on an issue was to be taken.**

Commissioner Lightsey brought up **the issue of the job of Commissioner being more than a part time job, with agreement expressed by the other Commissioners, and she stated that the salary of the Commissioners ought to compensate them accordingly. Mayor Marks opined that there was leeway in the review by the Charter Review Committee to address this issue, and he asked City Attorney English and City Treasurer-Clerk Herndon to look at this issue.** City Attorney English advised that this was clearly within the purview of the Charter Review Committee and he stated that there was a provision for the City Commission to hold a public hearing on the Charter Review Committee report and recommendations to the City Commission.

Brief discussion focused on potentially adding another section on the agenda for target issue update reports, although Commissioner Mustian indicated his preference for being able to find out informally what was happening on target issues. City Manager Favors maintained that work was being done on these target

issues and everyone appeared to be more involved although there possibly needed to be some consistency of reporting back to the Commission.

Mayor Marks briefly reported on the status of the Economic Development Summit, in which some key areas for economic improvements had been identified, including more utilization of the local institutions of higher learning, working together collaboratively as far as the future of economic development in this community, and finding a way to gain the involvement of stakeholders on the task forces, working together in a collaborative research mode to help the individual task forces. He stated that Dinah Hart was the lead person in his office on this matter and advised that a written status report would be distributed to the Commissioners along with a request for some assistance from the City Commissioners in this effort.

Commissioner Mustian suggested setting goals in the area of transportation.

Mayor Marks briefly reported on meetings of the Civic Center Authority, indicating that a new performance hall was being discussed and the future ownership of the Civic Center was in the concept stage of the Florida State University (FSU) Master Plan. He also confirmed it was his understanding that financing had been obtained for both a hotel and a garage at the Civic Center. Commissioner Mustian suggested that a point person be designated on cultural issues, potentially Commissioner Katz, and stated that his own interest was in focusing on Gaines Street.

Brief discussion focused on the proposed design of the BECOM hotel project on Kleman Plaza not having anticipated environmental features.

Discussion focused on there being no long-term plan for the community's water resources and the potential of exploring a joint stormwater treatment effort by the City and County, and developing some optional approaches. Some issues to be addressed included problems in getting information from the County for tracking purposes and the continuing concern with the County allowing development in the County on septic tanks.

Mayor Marks reminded Commissioners and staff to let him know of any issues that needed to be addressed at the Mayor-Chair meetings.

Commissioner Mustian discussed the Neighborhood Preservation and Revitalization target issue, and the intent to bring back in the Spring a recommendation to "tweak" the zoning for housing ordinance and "beef up" the ordinance for the party patrol.

Commissioner Mustian also reported that the Providence Neighborhood cleanup was "on track" and the neighborhood wanted to find a way to have a community center. Discussion focused on the neighborhood's need for policing and rehabilitation. Commissioner Mustian observed that FSU was interested in moving the intramural field to locate it behind Providence, and he suggested that they might need to be bused in. Assistant City Manager Wright advised that **FSU was looking at the economics of having its own intra campus transportation system, and Mayor Marks requested that he be kept informed on this issue.**

Discussion focused on the Community Redevelopment Area (CRA) and Gaines Street Improvements. Lead Commissioner Mustian reported the Gaines Street Project was proceeding and was currently in an information-gathering role with interested developers. He advised that a consultant would be visiting with him the next day and suggested that any ideas be e-mailed to him.

Commissioner Gillum reported on the Student Affairs Target Issue, including the intent to take up the issue of where future student housing should be developed, and the issue of off-street parking. Commissioner Mustian expressed support for taking up those issues and he suggested Gaines Street as an appropriate location for future student housing.

Commissioner Katz reported on the Financial Viability of the Government and stated that it would be **helpful to have some analyses of the employee benefits over the past few years for County and City employees.**

Discussion continued relative to balancing the budget for five years and a suggestion was made for a 2% reduction every year. Commissioner Lightsey pointed out there had been a 3-2 vote on the current year's budget and millage increase, and she **requested that a service level analysis be factored into the budget.** Commissioner Katz **stated his desire for much more information on implications of the budget options for the budget process the following year, for information on the absence of utility revenues, budget procedures, and availability of funds.**

Commissioner Katz left the meeting at 11:45 a.m.

Brief discussion focused on Long-Range Community Based Planning, and the availability of affordable housing.

The meeting was recessed at 12:15 p.m. and was reconvened at 12:25 p.m.

Discussion centered at length on City Commission Protocols as presented (on file in the Office of the City Treasurer-Clerk).

Commissioner Mustian brought up the issue of Aides' salaries and the **Commissioners' excess budget, and questioned if there was any opportunity for the Commissioners to have those funds for discretionary use,** noting that he would have liked to contribute to the Team Child Program. Commissioner Gillum agreed and inquired as to the parameters for use of the Commissioners' budget overage.

City Treasurer-Clerk Herndon advised that each Commissioner started the year with the same total budget, including the same amount of travel funds. Commissioner Lightsey stated that she viewed that as an inequity and stated that she had no budget overage because she didn't travel much and her Aide deserved the salary she received because of her long tenure with the Commission.

City Manager Favors stated that if this issue came up every year, as it had on prior Commissions with such Innovation Funds, the Commissioners would be overwhelmed with people wanting to be their designee.

Mayor Marks stated his preference for carrying the excess funds for several years and returning the surplus to the General Budget.

Commissioner Mustian stated that this was not an urgent issue with him if there was a problem with it, but he **suggested that some thought be given to this over the remainder of this year.**

Brief discussion focused on the Mayor and Commissioners scheduling of regular meetings with the City Manager, thereby allowing the City Manager to serve as a liaison between the Mayor and City Commissioners.

Additional discussion focused on the Mayor providing media alerts to the City Commissioners to keep the Commissioners informed and updated, and the Mayor expanding the involvement of individual Commissioners based on their areas of interest and expertise. **Mayor Marks requested that the Commissioners contact him if they were interested in participating in any of his activities.**

Discussion focused on the workload of the Aides and the need for teamwork. Mayor Marks stated that the Aides would be coordinated by his Senior Aide to provide supervision for the Commission front office.

Brief discussion focused on the Mayor-Chair meetings, which Mayor Marks opined were productive.

Commissioner Lightsey discussed the need for some understanding of the Mayor Pro Tem duties. She opined that this position should be taken seriously.

The Commission concurred that these kinds of meetings were useful and **suggested that future meetings of this type, with this focus and interaction, be scheduled on the Commission meeting calendar on a quarterly basis.**

City Manager Favors noted that the next retreat meeting would start where this one left off, and **Dr. Gross indicated a written recap of this meeting would be distributed.**

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 1:20 p.m.

**November 13, 2003**  
**Workshop on Proposed Cycle 2004-1 Amendments to the 2010**  
**Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special session and took the following action on proposed Cycle 2004-1 Amendments to the Comprehensive Plan (Commissioner Katz absent):

### **Amendment 2004-1-M-001**

Reviewed proposed Map Amendment 2004-1-M-001, which would amend the future land use map from Residential Preservation to Central Urban at the southwest corner of Preston Street and Old Bainbridge Road – continued by the County Commission to the Joint City-County Workshop and recommended for approval by the LPA; recommended for denial by Planning staff based on the access to Old Bainbridge being hazardous, and the need for the owner to fill in the driveway and remove some trees if the Old Bainbridge access was used

Continued this amendment to the Joint City-County Workshop

### **Amendments 2004-1-M-002, -M-003, -M-004, -M-005, -M-006 and –M-007**

Continued proposed Map Amendments 2004-1-M-002 through –M-007 to the Joint City-County Workshop

### **Amendment 2004-1-M-008**

Reviewed proposed Amendment 2004-1-M-008, which would amend the future land use map from Residential Preservation to Mixed Use A on the north side of East Park Avenue between Belmont Road and Ferndale Drive – recommended for denial by the Local Planning Agency (LPA)

Staff advised that the applicant had proposed bringing this amendment back in the next cycle as a Neighborhood Boundary issue, as the Neighborhood Boundary zoning district was set for an adoption hearing on December 10, 2003.

Continued this amendment to the Joint City-County Workshop

### **Amendment 2004-1-M-009**

Discussed proposed Map Amendment 2004-1-M-009, which would amend the future land use map from Residential Preservation to Mixed Use A on two non-adjacent parcels fronting on the north side of Glenview Drive east of Fernando Drive, an amendment that would permit office uses on Glenview Drive and would require a future amendment in the next cycle to designate the road as a collector roadway

Clarified with staff that the Glenview Drive sidewalks were on the list of pending sidewalk construction projects

Continued this amendment to the Joint City-County Workshop

### **Amendment 2004-1-T-010**

Discussed proposed Text Amendment 2004-1-T-010, a County-initiated amendment, and the Planning staff's recommendation to 1) extend the date for the two policies in the City and County Housing Elements from 2004 to 2005, for adoption of regulations providing for inclusionary housing units in certain specified census tracts, and 2) change the policy from a mandate to a voluntary incentive-based inclusionary housing policy, based on the fact that the County had been unable to adopt an ordinance for mandating inclusionary housing

**Directed the staff to bring back information on a proposed voluntary inclusionary housing program and a suggested date for getting the program in place as soon as possible**

**Amendment 2004-1-T-011**

Continued this amendment to the Joint City-County Workshop

**Amendment 2004-1-T-012**

Discussed proposed Text Amendment 2004-1-T-012, a County-initiated amendment to authorize land development regulations that permit the creation of Conservation Subdivisions within the Urban Fringe future land use category; clarified with staff that this amended version was consistent in all major respects with the position paper that Tall Timbers had previously presented to the Commission; ascertained from staff that the conservation percentage had been removed so that there was currently no minimum conservation percentage in the amendment and the intent was for the percentages to be handled by the LDRs

Also, expressed concern with the continued proliferation of septic tanks in the rural areas

**Amendment 2004-1-T-013**

Took no action on proposed Text Amendment 2004-1-T-013, which would provide for an environmental study on sub-areas of the County as approved in a County-only amendment during the previous amendment cycle; noted that the City was making progress on its stormwater sector planning and would have some optional approaches to take to County in the near future, which might go beyond the stormwater program and move the City and County governments towards a coordinated stormwater program

**Amendment 2004-1-T-014**

Discussed proposed Amendment 2004-1-T-014, which proposed comprehensively managing the community's existing and future transportation resources through measures that would protect the future right-of-ways along roadways identified for improvement as well as establish access management provisions for the community's major transportation facilities -- applicable only to identified roadways and not including roads in major planning areas such as Welaunee; clarified that the generalized setbacks were designed to provide some flexibility for planning purposes as opposed to actual road width, and this amendment language would require the donation of a portion of land for road right-of-way upon the development of property along the designated roadways; and, clarified that this roadway planning extended to 2025 in the adopted Long-Range Transportation Plan

**By consensus, tentatively approved and further refined this amendment**

**Requested that the staff bring back a chart on how the staff assessed the impacts of a new structure in terms of the amount of right-of-way to be donated**

**Staff indicated the intent to also provide the Commissioners with information on the methodology for the ordinances as well as how that might be applied**

**Amendment 2004-1-T-015**



Discussed proposed Text Amendment 2004-1-T-015, which would modify existing constraints on off-site mitigation for significant grades of 10-20% on parcels within the Urban Service Area (USA) to allow off-site mitigation – not applicable to lands with steeper grades, which were listed as severe grades

Discussed a suggestion that the City and County governments begin exploring land banking options within the same basin or mitigation banks as a last resort, and the perception that the continued urbanization of the community placed pressure on surviving areas of environmental sensitivity; also, discussed a suggested stormwater fee-in-lieu-of option

**Requested that the staff bring back a map of these significant grade areas inside the USA to show their size, percentages and locations inside Capital Circle, specific to the affected land use categories, and, to also map those properties with severe and significant slopes**

Expressed interest in seeing a map of the developable land inside the USA

**Requested a map showing the areas outside of Capital Circle where central water and sewer utilities would be provided within the next five years, and the land use designations of those areas**

#### **Amendments 2004-1-T-016, -017 and -018**

Reviewed proposed Text Amendments 2004-1-T-016, -017 and –018, which would add new definitions for recreational facilities, add a footnote to the Recreation/Open Space category, and add a footnote to Active and Passive Recreation use types on the Land Development Matrices that this amendment was necessary to permit office uses on Glenview Drive, recommended for denial by the staff.

Suggested that the staff address these issues with the County Commission

Continued the amendment to the Joint City-County Workshop

#### **Amendment 2004-1-T-019**

Continued this amendment to the Joint City-County Workshop

#### **Amendment 2004-1-T-020**

Confirmed that the staff would bring back some information on proposed Text Amendment 2004-1-T-020, which would add the Neighborhood Boundary future land use category to the Land Development Matrices, for discussion at the Joint City-County Commission Workshop on these amendments

Continued this amendment to the Joint City-County Workshop

#### **Amendment 2004-1-T- 021**

Reviewed proposed Text Amendment 2004-1-T-021, which would require applicants to wait a full year on applications that were withdrawn after receiving a recommendation from the Local Planning Agency (LPA) – with staff clarification that this policy addressed only map amendments

Continued this amendment to the Joint City-County Workshop

**November 19, 2003**

The City Commission met in regular target issues workshop session and took the following action (Mayor Marks being absent):

**Item 1** – Voted 4-0 (Mayor Marks absent) to direct the staff to **amend Comprehensive Plan Policy 2.1.7 [C] to modify the target date from 2004 to 2005 for the adoption of water quality program decisions to accommodate planning related to the Total Maximum Daily Load (TMDL) regulatory program** (*Option 1 recommended by Public Works/Stormwater Management*)

Commissioner Lightsey reported on the activities of the water resources work group, i.e., pulling together a guideline of several years' goals and objectives, preparing a report on the sewer and septic tank issue to reflect the Mayor's concerns about the proliferation of septic tanks and septic tank failures, and indicated that the group intended to talk to the community about the Pollutant Reduction Program, its potential impact on rates and what the City hoped to achieve.

**Item 2** – Voted 4-0 (Mayor Marks absent) to **approve a negotiated contract with URS Corporation**, the City's continuing stormwater engineering services consultant on the Stormwater Pollution Reduction Program, in the amount of \$94,926, for technical assistance with TMDLs proposed by the U. S. Environmental Protection Agency (EPA), with funding from Stormwater Fees, Project #03084 (*Option 1 recommended by Public Works/Stormwater Management*)

Commissioner Lightsey **requested that the staff keep the Commission updated as information was compiled on this issue that would be of interest to the Commissioners.**

**Item 3** – Received a **staff overview and discussed the City's Permitting System** -- clarifying *for the record* that the City Commission was responsible for setting policy, expressed by ordinance, on the level of development reviews by type of project, determining which entity should review the projects, which entity would handle appeals, and whether appeals were allowed (*brought forward by Growth Management*)

The Commission made the following suggestions:

- Suggested that the permitting standard needed to be re-evaluated based on the number of variances or deviations being granted and, in some frequently recurring cases, the language might be changed so that a deviation was not needed
- Requested that the staff bring back some recommendations and thoughts that were specific to the flexibility granted in the ordinance
- Suggested that it would be helpful to track the sources of input received on development projects so as to determine if the permitting timeline could be shortened by eliminating the legal printed notice in the local newspaper on those projects in favor of making all notifications of such projects by mail
- Requested that the staff provide a brief recap chart on why and how the City had chosen to go beyond the State's required legal notice and institute the City's own process for development project notifications, as it would be helpful to occasionally review the rationale for some of those processes
- Concurred that it was an affirmative responsibility of the staff to take the initiative in initiating policy discussions with the City Commission on issues identified as being broken or needing to be updated so that the Commission could make a decision on any needed changes
- Proposed that at least once a quarter the City Commission have a workshop on the permitting process

Commissioner Mustian identified four areas to be given further consideration -- timing, substance of regulations, interpretations and areas of discretion that did or did not work well, and briefly discussed an incident in which the Fire Inspection people were inflexible and had bad attitudes. He requested that the staff provide the following information:

- some concrete examples from the public on what did and did not work
- some suggestions on the timeliness issue for project reviews
- comparative information and data on the City's standing with other municipalities
- how this City matched up time wise with development reviews in other cities

Commissioner recommended that the department have a helpful attitude as opposed to an adversarial role, and he requested:

- that the citizens panel that was assembled include the breadth and span of people who had found themselves before Growth Management with these issues
- a staff assessment of where Growth Management was in comparison with other cities in the State
- a staff assessment on where the staff believed it could do better

Commissioner Lightsey requested:

- a short outlined version of what had been done to make improvements in the most recent streamlining of the permitting process
- information on anticipated timesavings recommendations in the agenda item
- information on how the proposed process would differ from the current process
- that the staff continually evaluate the City's permitting system so that it could be "tweaked" as needed
- some examples of permitting problems with small to medium size commercial developments.

Commissioner Katz clarified that the staff was being asked to come back and tell the Commission how it could potentially work better, and he requested that the staff:

- identify those policy elements that were driving decisions along with the rationale for Types A, B and C reviews
- bring back a timeline for permits to include when the applications came in and when the permits were issued, and the average length of time required
- provide an analysis of what could be done with five (5) additional full-time professionals and their effect on the process timeline
- investigate some criticism that some quadrants had much more development than other quadrants resulting in the quadrant teams' workloads being unequal and the timelines being very different, and provide information on whether staff members were being moved around according to the work loads
- requested that the City Attorney investigate the possibility of a "deemer provision" where an application was considered approved if the City did not act within a certain period of time
- requested that consideration be given to whether the City should have an ombudsman on the permitting process
- asked that the follow-up workshop be scheduled for some time in January or February 2004, and that some people from the community be invited to discuss their issues

Additionally, City Attorney English reported on his initiation of a review of the Development Review Committee's (DRC) process by a user group made up of developers, realtors, Growth Management and Planning staff in response to DRC process complaints and complaints of repeated continuances in that process, and he stated that this group, which he chaired, would bring the Commission some recommended improvements that could be made in the DRC review process.

### **November 25, 2003**

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

Recognized the passing of Robert Wise, of the 124th Infantry of the Florida National Guard, former City Commissioner and community activist Spurgeon Camp, and Jim Gabar, a close personal friend of Mayor Marks

**Item 1 – Recognized Director Sharon Ofuani and the staff of the Department of Equity and Workforce Development** for their help with the Mayor's Economic Development Summit (*presented by Mayor John Marks*)

**Item 2** – Presented a **proclamation recognizing Investigator Kevin Hayes** of the Tallahassee Fire Department for winning the Florida Fire Marshalls Association Award for **Statewide Fire Investigator of the Year** (*presented by Mayor Marks*)

**Items 3 and 22.1** – Voted 5-0 to consent to the **assignment of the 50-year lease for the Mary Brogan Museum facility site on Kleman Plaza to Tallahassee Community College (TCC)**, which was assuming ownership of the Museum building in partnership with the Leon County School Board

Dr. William Law, President of TCC, appeared before the Commission relative to this item.

Confirmed with staff that a new updated lease would be brought back for Commission approval, and clarified that the attorneys for the involved entities were working to ensure none of the entities would be subjected to the repayment of any PECO funds

**Consent Items 4 and 6-15** – Voted 4-0 (Mayor Marks absent) to approve the staff's recommendations presented in Consent Agenda Items 4 and 6-15, taking the action shown:

Item 4 – Approved the **2004 Audit Work Plan** as presented (*recommended by the City Auditor*)

*Item 5 – Deleted from the agenda a request for approval of **ranking for Airport Marketing, Public Relations and Advertising Services** – moved to December 10, 2003*

Item 6 – Authorized Information Systems Services (ISS) staff to **purchase integration services from NCGi** on State Contract No. 973-503-00-1, in the amount of \$219,578.33, for implementation of the Gas, Water/Sewer Utility Service Point ID and GIS Application (*Option 1 recommended by the Chief Information Systems Officer [CISO]/ISS*)

Item 7 – Approved the **Southwood Unit 14 Subdivision Plat**, containing 11.96 acres subdivided into 81 lots, bounded on the north partially by Riverton Trail and partially by Grove Park Drive, on the south by Shumard Oak Boulevard, on the east by unplatted land, and on the west by Four Oaks Boulevard, planned for development as single family residential and commercial mixed by the St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 8 – Approved the **Southwood Unit 7, Phases 2 & 3 Subdivision Plat**, containing 17.199 acres subdivided into 77 lots, bounded on the north by Southwood Unit 1, on the south by Riverton Trail and Grove Park Drive, on the east by Southwood Unit 7, Phase 1 and Colleton Court, and on the west generally by Four Oaks Boulevard, planned for development as single family residential and commercial mixed by the St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 9 – Approved an **extension of the contract with Sandco, Inc. for asphalt paving materials**, covering the period from November 21, 2003 to January 31, 2004, at an estimated cost of \$550,000 (*Option 1 recommended by Public Works/Streets & Drainage*)

Item 10 – Approved **Change Order No. 5, in the deductive amount of (\$185,447.87), to address quantity modifications, scope changes and plan omissions to the construction contract (Blair Stone Road Segment III Base Bid) with M of Tallahassee, Inc., for the Northeast Area Roadway/Drainage Improvements Project** – with \$65,447.87 to be returned to the project contingency of Project No. 90412 (Sales Tax Fund) and \$120,000 to be transferred to projects to fund maintenance of the landscaping after project acceptance (*Option 1 recommended by Public Works/Engineering*)

Item 11 – Approved **Change Order No. 2, in the amount of \$104,110, to address unforeseen conditions and pay item quantity adjustments to the construction contract with Sandco, Inc., for the FEMA Pond Restoration Project (Pond Set 2)**, for a total revised contract amount of \$702,490 (*Option 1 recommended by Public Works/Engineering*)

Item 12 – Approved **Change Order No. 6, in the amount of \$165,796.28, to address omissions, quantity overruns, required design modifications and other miscellaneous issues adjusting the construction contract with GLF Construction Corporation, for the Blair Stone Road Northern Extension, Phase I Project**, for a total revised contract amount of \$19,344,826.37 (*Option 1 recommended by Public Works/Engineering*)

Item 13 – Approved the award of bid for the **purchase and installation of bus security cameras on 56 TalTran buses and vans to GE Interlogix-Kalatel**, low bidder meeting specifications, in the amount of \$373,072, from FTA Grant and FDOT Toll Credits funding (*Option 1 recommended by TalTran*)

Item 14 – Approved the **RFP award for the purchase of Para-Transit Software to Trapeze Software Group**, best proposer meeting specifications and resulting in the lowest cost to the City, in the amount of \$136,400, and authorized staff to negotiate an implementation and support agreement with Trapeze (*Option 1 recommended by TalTran*)

Item 15 - Approved the **minutes** of the following City Commission meetings as distributed (*recommended by the City Treasurer-Clerk/Records Administration*):

- September 15, 2003 Special (Downtown Community Redevelopment Area [CRA] Joint City-County Commission Mediation Workshop)
- September 16, 2003 Regular Target Issues Workshop

**Item 16** – Received an update on a conceptual proposal to resolve objections of Leon County to the City's **Downtown Community Redevelopment Area (CRA) district** (*brought forward by Commissioner Mustian*), and directed the City Manager to move forward on this issue as discussed

**Item 17** – **Introduced Ordinance No. 03-O-71, relative to amendments to Parking Regulations**, and set public hearing on the Ordinance for December 10, 2003 (*brought forward by the City Attorney's Office and the Department of Management & Administration [DMA]*), and requested be provided on the proposed parking fine increases

**Item 18** – Received a **staff presentation on the Northwest Water Project** including technical operations for removing iron sediment from the water lines via the PIG method and customer feedback; indicated there would be a plan to evaluate whether the water was cleaner subsequent to this cleaning process (*presented by Water Utility*)

**Item 19** – *Deleted from the agenda and rescheduled to December 10, 2003, a request for approval of a request by BCOM for a height variance at the southwest parcel of Kleman Plaza (an item brought forward by Economic Development)*

**Item 20** – Voted 5-0 to approve funding, in the amount of \$103,385 per year, for a **three-year lease including three (3) additional one-year lease options with Hamilton Leasing Partnership for office space at Hamilton Park for Utility Business and Customer Services**, approving associated relocation costs and annual utility and maintenance expenses, with a requirement that the City would pay a \$10,000 fee should the lease agreement be terminated prior to year three (*Option 1 recommended by Utility Business & Customer Services*)

**Item 21** – *Deleted from the agenda and rescheduled to December 10, 2003 an item requesting approval of hauling and disposal services from Waste Management (an item brought forward by Water Utility)*

**Item 22** – Voted 5-0 to approve an annual expenditure in excess of \$50,000 to a single taxicab company for **pooled procurement of incidental transportation** over the next three fiscal years with overall annual expenditure not to exceed \$80,000, subject to annual appropriations for the purchase of this type of service (*Option 1 recommended by TalTran, as the Community Transportation Coordinator*).

**Item 22.1** – *Addressed in connection with Item 3*

**Item 23** – Held a public hearing and voted 4-0 (Commissioner Katz absent) to determine the **NOPC to the Tennessee-Capital Center DRI** was not a "substantial deviation" and approve the City's Ninth Amendment to the Amended Development Order, as presented (*Option 1 recommended by Growth Management*)

There were no speakers on this item.

**Item 24** – Held a public hearing on **Ox Bottom Reserve Voluntary Annexation Ordinance No. 03-O-37**, introduced on June 11, 2003, and continued from public hearings on June 25, August 27, September 24 and October 22, 2003, which would annex into the City approximately 12.5 acres located north of and adjacent to Ox Bottom Road, planned for development of a 27-lot residential subdivision; by consensus, **continued the hearing to January 28, 2004**, delaying final action on the annexation (*Option 3 recommended by DMA/Administrative Services*)

There were no speakers on this item.

**Item 25** – Held a public hearing on **Southern Triangle – Ross Road / Woodville Highway Voluntary Annexation Ordinance No. 02-O-76AA2R**, introduced on August 28, 2002 and continued from public hearings on September 22 and November 13, 2002, from the Consent agenda on December 11, 2002, and from the public hearings on August 27 and September 24, 2003; voted 5-0 to **adopt Ordinance No. 02-O-76AA2R**, annexing into the City the remaining properties petitioned for annexation in the Southern Triangle Area Tracts A, B, and C, as revised, including the Belle Aire cemetery, and authorize the City Commission initiation of the rezoning process as recommended by the staff (addressing the differences in the M-1 and Industrial land use categories between the City and the County) (*Option 1 recommended by the Office of the Mayor*)

There were no speakers on this item.

**Item 26** (moved to Policy Formation and Direction) - Discussed the **Governor's Mansion / Adams Street Abandonment Ordinance 03-O-38**, introduced on June 25, 2003, and continued from the public hearing on November 12, 2003, which would abandon the public right-of-way of the westernmost 198.8 feet of First Avenue and the segment of Adams Street located between West Brevard Street and the Governor's Mansion complex property, as requested by the State of Florida in order to address increasing security needs for the Governor; by consensus, **continued this item to December 10, 2003 to allow adequate time for information to be provided by the Florida Department of Transportation (FDOT) relative to additional traffic study and improvement issues** (*brought forward by the City Attorney*)

**Item 27** – Held the first of two public hearings on **Neighborhood Boundary Office (NBO) District Ordinance No. 03-O-58**, introduced on October 22, 2003. This ordinance would implement Comprehensive Plan Text Amendment 2003-1-T-006, which created the Neighborhood Boundary Future Land Use Category; voted 5-0 to approve Options 1 and 2: to conduct the first public hearing on Ordinance No. 03-O-58, and announce **the adoption hearing set for December 10, 2003** (*Option 1*), and **direct staff not to proceed with further work at this time on the development of the Neighborhood Boundary Commercial zoning district** (*Option 2*) (*recommended by Planning*)

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

- Ms. Dorothea (Dot) S. Parker, 1212 Brookwood Drive, appeared before the Commission (proponent)
- Mr. Dan McDaniel, 1907 Ivan Drive, indicated his availability to speak in support of this item, but did not appear.

**Item 28** – Held a public hearing and voted 5-0 to **adopt Daniel Donovan Abandonment Ordinance No. 03-O-62**, introduced on November 12, 2003, abandoning an eight-foot wide right-of-way (entrance to a community park, which was abandoned in the 1960s), located south of and adjacent to Oakland Avenue, approximately 300 feet east of Broome Street, as requested by the applicant, Daniel Donovan (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 29** – Held a public hearing and voted 5-0 to **adopt Frenchtown Renaissance Center PUD Rezoning Ordinance No. 03-Z-68**, amending the existing 4.4-acre Frenchtown Renaissance PUD by adding and rezoning a 0.3-acre parcel, located on the east and west sides of Macomb Street between Carolina Street and Virginia Street, from Central Urban (CU) to PUD, as requested by the applicant, the City of Tallahassee Neighborhood and Community Services Department (*Option 1 recommended by NCS*)

Discussed plans for the stormwater runoff from this site and requested that the staff use the necessary measures until the new stormwater facilities were constructed

There were no speakers on this item.

**Item 30** – Held a public hearing on the **Miller House and Gardens and Grain Silo HPO Rezoning Ordinance No. 03-Z-70**, introduced on November 12, 2003; voted 0-5 **denying the ordinance**, which would have rezoned 0.69 acres, located on the east side of Thomasville Road approximately 200 feet south of Seventh Avenue, from CU Central Urban District to CU Central Urban with HPO Historical Preservation Overlay, and would have listed the subject property on the Local Register of Historic Places, as requested by the applicant, the City of Tallahassee (*Option 2 recommended by Planning*)

Agreed with the need to evaluate the rules to ensure that other historic resources were not demolished, and discussed the Thomasville Road corridor historic preservation survey

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

- Mr. Stan Chapman, 1384 Mitchell Avenue, recommended that the loss of the Miller House be used to evaluate how historic properties were impacted by the permitting process.
- Ms. Bess McManus, representing the Tallahassee Trust for Historic Preservation, stated that the pressure to demolish the Miller House was a case of the owner being misinformed or misled because the house could have been moved. She also discussed the recently completed historic survey along the Thomasville Road corridor.

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

Commissioner Katz discussed his concern that the security process associated with entering City Hall was unnecessary, and stated his intent to bring a request before the Commission to dismantle that security process and replace it with a sign disallowing firearms and weapons of any kind unless they were authorized.

Mayor Marks requested assistance from the Commissioners with the Second Economic Development Summit and related activities.

Mayor Marks also briefly reported on a successful meeting held with the Secretary of Housing and Urban Development (HUD), with a presentation by NCS Director Tom Lewis.

Commissioner Gillum endorsed Commissioner Katz's concern with the City Hall entrance security process, and expressed hope that this government would not be in the habit of doing things to make people feel safer but that in actuality would not help.

#### **Unagendaed:**

Mayor Marks commended Commissioner Lightsey who, along with Tom Lewis and Regina Davis, had recently appeared on The Early Show in New York on behalf of the City of Tallahassee; and Commissioner Lightsey reported that a young family in Tallahassee with young quadruplets, the Dyer family, had also been guests at The Early Show as the recipient of a grand giveaway of a new house by CBS as part of its Sweeps Week, indicating that the City of Tallahassee, through the Frenchtown Community Development Corporation (CDC), had assisted in making this possible by helping with the land and a grant, with a contribution from the Wood Promoters Association, to help this family get into the new house.

The Commission recognized the upcoming retirement of Mr. Larry Carter, Director of TalTran, who was retiring from employment with the City of Tallahassee after more than 30 years of service. Applauded Mr. Carter for his outstanding work in running TalTran, and wished him well in his future endeavors.

**December 3, 2003**

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

**Item .1** – Received a **short DVD video demonstration presentation giving an overview of this community as a great place to live by Mr. Jim Loftus, representing Mike Vasilinda Productions, Inc.**, suggesting a full video of this type could be utilized as an economic development tool to encourage relocation and development in this community, and encouraging the City government's participation in the cost of producing a complete video of 30-45 minutes (the demo DVD video was provided to WCOT for subsequent public viewing as well)

**Agenda Items 1-2, 4-5 and 7-10** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 1-2, 4-5 and 7-10, taking the action shown:

Item 1 – Approved the award of Bid No. 0199-03-KR-TC, for the **purchase of lubricants and automotive fluids, to Crawford & Sons Oil Company, Inc., of Quincy, Florida**, low bidder meeting specifications, for an estimated cost of \$217,483.56 (*Option 1 recommended by Fleet Management*)

Item 2 – Approved the award of IFB #0014-04-KR-BP, for the **purchase of nine (9) replacement unmarked police vehicles**, with six (6) to be purchased from **Proctor & Proctor, Inc., of Tallahassee, Florida**, sole bidder meeting specifications, in the amount of \$108,958, and the remaining three to be purchased under State Contract #070-001-04-1 -- two (2) from **Garber Chevrolet, Inc., of Green Cove Springs, Florida**, in the amount of \$33,686, and one (1) from **Maroone Chevrolet, LLC of Pembroke Pines, Florida**, in the amount of \$18,832 (*Option 1 recommended by Fleet Management*)

*Item 3 – Pulled from Consent a request to approve the award of a Federal Legislative Services Contract (brought forward by the Mayor's Office/Intergovernmental Relations)*

Item 4 – Adopted **Resolution No. 03-R-3, authorizing the addition of three (3) areas, consisting of approximately 25 acres as presented, for inclusion into the Enterprise Zone** as recommended by the Tallahassee-Leon County Enterprise Zone Development Agency (EZDA) -- to include a proposal from an agent representing four parcels on the north side of Tharpe Street, totaling 5.02 acres; a proposal from the Executive Director of the Boys and Girls Club, located on Laura Lee Avenue, with additional parcels needed to be included to create contiguity, totaling 12.95 acres; and as much territory as possible in a proposal from the Providence Neighborhood to include the southern portion of that neighborhood in the enterprise zone (the northern portion already being a part of the #EZ), totaling 44.59 acres (*Option 1 recommended by Planning*)

Item 5 – Authorized the Tallahassee-Leon County Enterprise Zone Development Agency (EZDA) to **seek authority from the Florida Legislature to alter the boundaries of the Tallahassee-Leon County Enterprise Zone**

*Item 6 – Pulled from Consent a request to authorize the transfer of the Enterprise Zone administrative duties from the Planning Department to the Economic Development Council (brought forward by Planning)*

Item 7 – Joined in the dedication and approved the **Starview Subdivision Plat**, consisting of 9.21 acres, subdivided into 32 lots, located at the southern end of Nabb Road, bounded on the north and east by Goose Creek Phase 1, on the south by unplatted land, and on the west by Avondale Unit 2, planned for development as single family detached by



Goose Creek Developers, Inc., with Merhdad Ghazvini as its president (*recommended by Public Works/Engineering*)

Item 8 – Joined in the dedication and approved the **Southwood Unit 2, Lots 16 & 17 and Common Area of Block "I" Subdivision Plat**, consisting of 1.55 acres, subdivided into two (2) lots, bounded on the north by Carrollton Drive, on the south by Appleton Drive, on the east by Biltmore Avenue, and on the west by Southwood Unit 2, Phase 1, planned for development as single family residential by the St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 9 – Approved a **three-year term arrangement with Waste Management, Inc., Campbellton, Florida, for transportation and disposal of wastewater biosolids at Waste Management's Springhill Landfill facility in Campbellton, Florida**, at a price of \$23 per wet ton for an estimated cost of \$34,500 per month – the lowest cost alternative option, resulting in reliable biosolids disposal from the City's Thomas P. Smith Water Reclamation Facility in compliance with state and federal regulations and providing a backup to future biosolids treatment and disposal, thereby facilitating the Florida Department of Environmental Protection (FDEP) permitting of the future heat drying process, which would serve as the primary biosolids treatment process – for four months duration at a total estimated cost of \$138,000 (*Option 1 recommended by Water Utility*)

Item 10 – Approved the **minutes** of the following City Commission meeting as distributed (*recommended by the City Treasurer-Clerk/Records Administration*):

September 23, 2003 - Special (Joint City-County Commission Public Hearing on the Adoption of Cycle 2003-Amendments to the Comprehensive Plan)

**Item 3**, pulled from Consent – Voted 4-1 (Commissioner Katz abstained) to **award a one-year contract for federal legislative and Executive Branch consulting and lobbying services to Rick Spees and Associates** (*Option 1 recommended by the Mayor/Intergovernmental Relations Director*)

**Item 6**, pulled from Consent – Voted 5-0 to **amend the Enterprise Zone Interlocal Agreement to allow the transfer of administrative and staffing duties for the Tallahassee/Leon County Enterprise Zone and the Enterprise Zone Development Agency from the Planning Department to the Economic Development Council (EDC)**, with no additional funding to the EDC for the remainder of FY 2004 – additional funding for a more aggressive marketing of the EZ program to be considered as a part of the FY 2005 budget appropriation for the EDC (*Option 1 recommended by Planning*)

**Item 11** – Voted 5-0 to **move forward with the staff's recommendation to implement the proposed Tallahassee Equality Action Ministry (TEAM) Round-Up Program**, a program to provide additional funds to benefit the homeless recommended by the TEAM organization, made up of diverse community churches, by adding 50 cents a month to the utility bill for each customer (*recommended by Utility Business & Customer Services Department*)

Voted 5-0 to base the program on the premise that the customers would take affirmative action to opt into the program

Voted 5-0 to direct the staff to bring back recommendations at the first Commission meeting in January 2004 on how the funds collected would be allocated

Suggested that the staff meet with both the Community Human Services Program (CHSP) Advisory Board and the TEAM representatives in terms of how they established their priorities and allocated their funds in particular categories and whether that same annual vehicle could be used at the end of a three-year sunset period to help the Commission make a decision on whether to redirect the funds based on a change in community priorities, and clarified that the funding source for the marketing program should not have those individuals paying for the marketing who did not wish to participate in the program

By consensus, the Commission delayed a decision on funding the cost of this program until the staff brought back a marketing plan and cost estimate, along with some options for a funding source at the first Commission meeting in January 2004

**Item 13** – Voted 5-0 to approve the selection committee's ranking of proposals received in response to RFP 0196-03-RM-RC, as shown below; **approve the addition of 100 MW of electric generating capacity with a portion of the equipment being supplied by General Electric, in the amount of \$17,563,824, and Wartsila, in the amount of \$25,797,078**, assuming that each vendor would provide a 50 MW block and provided acceptable contracts could be negotiated; authorize staff to commence negotiations with General Electric and Wartsila for this capacity addition; approve Substation 12, located adjacent to Tallahassee Memorial Hospital (TMH), as a site for a portion of the peaking capacity addition; and authorize Work Order #03027 and #04024 to be combined into a single "Peaking Resource Addition" project, in the total project budget amount of \$66 million (*Option 1 recommended by Electric/Production*):

**Item 14** – Voted 5-0 to **approve the peaking resource addition legal support task order funding to Hopping, Green and Sams**, in an amount not to exceed \$100,000 (*Option 1 recommended by Electric/Production*)

**Item 16** – Voted to **adopt Resolution No. 03-R-39, approving the Providence Neighborhood Renaissance Plan** (*Option 1 recommended by Planning*)

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

- Mr. Leslie Harris, representative of the Providence Neighborhood Association
- Reverend Walter MacDonald, Pastor of the Providence Baptist Church and one of the founders of the Providence Neighborhood Association
- Ms. Rosalind Tompkins, representing Mothers in Crisis and the Providence Neighborhood Association

**Item 17** – Discussed the use of STOP signs in the Neighborhood Traffic Calming Program; by consensus, directed the staff to **bring back a summary of the current neighborhood traffic calming projects and the kind of concepts the staff recommended to reduce speed in the neighborhoods** (*brought forward by Public Works/Administration*)

Staff announced that a proposed traffic calming assessment program would also be brought to the Commission and suggested that the Commission might also wish to consider a public education program as well

**Item 18** - Received and accepted an update on the long-range Frenchtown Revitalization Plan (*presented by Neighborhood & Community Services [NCS]*)

Discussed the Frenchtown Village Market Place, which was the next step in developing the Frenchtown commercial corridor, with housing, retail and commercial, and the Urban Entertainment Center, which would encompass the area from Macomb to Copeland and the 500 block of West Tennessee Street, and would be anchored by housing located to the rear of the development; expressed interest in finding out Florida State University's interest and commitment to constructing a FSU Corner of the Arts, and whether its absence would adversely impact the development of the Urban Entertainment Center; stressed the importance of the design of the Urban Entertainment Center projects being an enhancement to the community

Discussed the public housing/homeownership Ebony Gardens project, which was a Tallahassee Housing Authority project supported by the City,

Welcomed the newest addition to the NCS staff, Ms. Joyce Martinez, who had joined the City from the State Housing Finance Corporation

Attributed the City's relatively recent success in the area of revitalization and infill housing to a number of people, including NCS Director Tom Lewis, who was a visionary with unbridled enthusiasm; Patty Ketchum, who had taken over the Tallahassee Lenders Consortium; Michael Parker, former head of the City's Affordable Housing Programs; Michael Hervy, current director of the City's Affordable Housing Programs; and Regina Davis, the Director of the Frenchtown Community Development Corporation (CDC)

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

Commissioner Gillum applauded the Commission's earlier action to approve the opt-in program for providing funds for sheltering the homeless, and he announced that the Intrinsic Style Shop would give free hair cuts and Tyra's Waffle & Cream would give free ice cream cones to the homeless, on Saturday, December 6<sup>th</sup>, from 4 p.m. to 6 p.m., with transportation provided by the Family Worship and Praise Church.

Mayor Marks stated that he was proud to say he had not been required to wear a University of Florida football jersey and he assumed that the Mayor of Gainesville was standing in front of Gainesville City Hall doing the "Seminole Chop".

**DECEMBER 9, 2003**  
**Workshop on proposed cycle 2004-1 Amendments to the**  
**2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special session and took the following action on proposed Cycle 2004-1 Amendments to the Comprehensive Plan (Commissioner Mustian absent):

**Amendment 2004-1-M-001**

Reviewed proposed Map Amendment 2004-1-M-001, which would amend the future land use map from Residential Preservation (RP) to Central Urban (CU) on 0.52 acres located at the southwest corner of Preston Street and Old Bainbridge Road, requested by Annie S. Harris who planned to develop the property for an art gallery, meeting rooms for rent and an office under the Neighborhood Boundary

Confirmed with staff that the site could be made safe with a considerable amount of improvements to the site at the applicant's cost, and the applicant had been put on notice that these site improvements would be required even with the change to CU in order to meet adequate safety sight distance

Voted 4-0 (Commissioner Mustian absent) **to tentatively approve this amendment on the condition that site access was to Old Bainbridge Road, consistent with the Comprehensive Plan**

Ms. Annie Harris, the applicant, appeared before the Commission in support of this amendment.

**Amendment 2004-1-M-002**

Reviewed proposed Map Amendment 2004-1-M-002, which would amend the future land use map from Rural to Recreation/Open Space on 426.3 acres located on the south side of Buck Lake Road, the west side of Baum Road, lying east of Benjamin Chaires Road and north of Capitola Road, requested by Leon County -- required by the State as a condition of awarding funds to the County for the acquisition of the property

Voted 4-0 (Commissioner Mustian absent) **to tentatively approve this amendment**

**Amendment 2004-1-M-003**

Reviewed proposed Map Amendment 2004-1-M-003, which would amend the future land use map from Mixed Use C to Activity Center on 4.61 acres located on the western 150 feet of four parcels fronting on the west side of Midyette Road, lying south of Old St. Augustine Road and north of J. S. Dillon Avenue

Voted 4-0 (Commissioner Mustian absent) **to tentatively approve this amendment**

**Amendment 2004-1-M-004**

Reviewed proposed Map Amendment 2004-1-M-004, which would amend the future land use map from Industrial to Mixed Use B on 41.88 acres fronting the south side of Tower Road and north of Woodlane Circle, east of Bombadil Drive and west of the CSX Railroad

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment**

**Amendment 2004-1-M-005**

Reviewed proposed Amendment 2004-1-M-005, which would amend the future land use map from Mixed Use C to University Transition on two parcels, consisting of 1.87 acres, located at the southeast corner of West Call Street and Conradi Street, requested by Villa Conradi, LLC

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment**

**Amendment 2004-1-M-006**

Reviewed proposed Map Amendment 2004-1-M-006, which would amend the future land use map from Rural to Urban Fringe on 28.38 acres fronting on the south side of Tram Road, located east of the Southeast Farm Wastewater Reuse Facility site and west of Hidden Lakes Drive, requested by George Bell, Jr.

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment**

**Amendment 2004-1-M-007**

Reviewed proposed Amendment 2004-1-M-007, which would amend the future land use map from Industrial to Mixed Use B on 20 acres located north of the western terminus of Tharpe Street, west of the intersection of Tharpe Street and Capital Circle Northwest, requested by Tharpe Street Holdings

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment**

**Amendment 2004-1-M-008**

Reviewed proposed Map Amendment 2004-1-M-008, which would amend the future land use map from RP to Mixed Use A on 7.7 acres located north of Park Avenue between Ferndale Drive and Belmont Road, requested by M. B. Adelson, IV

Confirmed with staff that the applicant had been awaiting the approval of Neighborhood Boundary as a possible land use designation

Clarified the amendment area included all of the parcels fronting on the east side of Park Avenue between Ferndale and Belmont

Voted 4-0 (Commissioner Mustian absent) to **deny this amendment**

**Amendment 2004-1-M-009**

*Proposed Map Amendment 2004-1-M-009, which would have amended the future land use map from RP to Mixed Use A on 0.64 acres fronting the north side of Glenview Drive between Thomasville Road and Fernando Drive, was **withdrawn from the agenda on November 24, 2003 by the applicant, James F. Olmstead/Leslie Wilson.***

**Amendment 2004-1-T-010**

Reviewed proposed Text Amendment 2004-1-T-010, which would amend two policies in the City and County Housing Element to change the date from 1999 to 2004 for the adoption of regulations providing for inclusionary housing units in certain specified census tracts – approved by the County as an incentive-based ordinance so that inclusionary housing was not a mandatory requirement, requiring that the date be amended to allow an additional year to finalize that ordinance

Confirmed with staff that there also would be no fee-in-lieu-of provision in the County's incentive-based ordinance

Concurred that a workshop would be helpful to consider the thresholds of inclusionary housing in developments and how to define "affordable housing", requiring either an on-site requirement or an off-site requirement in the same quadrant, or a fee in lieu of representing an actual investment such that the housing could be built elsewhere

Concurred with suggestion that the date be moved for a year while proceeding to consider the County's incentive-based program as well as the City's old program "beefed up" so that it was more functional.

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment as modified to change the date, with a commitment to workshop the issue**

**Amendment 2004-1-T-011**

Reviewed proposed Text Amendment 2004-1-T-011, which was the annual update of the Capital Improvements Projects Schedule included in the Capital Improvements Element of the Comprehensive Plan for the five-year planning timeframe 2004-2008 -- mandated by the state for the City and the County, and by policy also including Talquin

Confirmed with staff that the CIP Schedule included in the amendment consisted of County projects only.

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment**

**Amendment 2004-1-T-012**

Reviewed proposed Text Amendment 2004-1-T-012, which would amend the Land Use Element to set forth policies providing for conservation subdivisions and related glossary terms -- enabling language to undertake Conservation Subdivisions under several future land use categories and provide guidance on crafting those subdivisions as well as how the permanent easements would be managed, funded and coordinated with local government acquisitions and existing public properties

Voted 4-0 (Commissioner Mustian absent) to **tentatively approve this amendment as modified by limiting conservation subdivisions to the Urban Fringe, clarified to include no minimum prescribed acreage for the conservation subdivisions, as amended to tentatively approve Policy 2.2.1e[L] in the Third Addendum, which included Urban Fringe only with the exception of the Bradfordville Rural Residential within the Bradfordville Sector Plan, no density bonus, and excluding Lake Protection areas, and further amended so that the minimum percentage required as Open Space and the minimum lot area and maximum lot area be covered in the ordinance that the staff would bring back to the Commission, at which time some of those issues could be resolved**

Briefly discussed strong concerns with permitting septic tanks in the Urban Fringe/Rural areas

**Amendment 2004-1-T-013**

Reviewed proposed Text Amendment 2004-1-T-013, which would provide for the County and the City to identify and address special needs of drainage basin sub-areas through sector planning

Voted 4-0 (Commissioner Mustian absent) to **deny this amendment**

**Amendment 2004-1-T-014**

Reviewed proposed Text Amendment 2004-1-T-014, which would provide for the comprehensive management of the existing and future transportation facilities through corridor management measures, including establishing future right-of-way protection and access management provisions

By consensus, **deferred action on this amendment until later in the meeting while the staff prepared a statement on what the Commission needed to approve to be supportive of the CUTR plan and allow some control of development in future right-of-ways with the limitations and flexibility that had been discussed (SEE BELOW)**

**Amendment 2004-1-T-015**

Reviewed proposed Text Amendment 2004-1-T-015, which would create more flexibility to develop on certain sites with significant grades (10% to 20%) within the USA by allowing for off-site mitigation.

By consensus, **deferred consideration of this amendment until later in the meeting following the discussion on Text Amendment 2004-1-T-018 (SEE BELOW)**

**Amendment 2004-1-T-016, -017 and -018 for initial action**

Reviewed proposed Text Amendments 2004-1-T-016, -017 and -018, which had been submitted by Carol Kio Green and were an attempt to address recreation facilities, recommended for denial of the original amendments by the staff with the staff's recommended alternatives presented on page two of the First Addendum: for -016, definitions for passive recreation and active recreation to set in motion a requirement

that the land development regulations further regulate these facilities by providing more clarity of the definition of these two types of uses, basically indicating that a for profit facility would basically not meet the definition of a recreation facility thereby allowing the land development regulations to regulate those for profit type ventures such as Gold's Gym as a commercial activity rather than a recreation facility.

Voted 3-0 (Commissioners Marks and Mustian absent) to **deny Amendment 2004-1-T-016**

Directed the staff to develop some alternative language and concurred not to object to addressing this in the land development regulations as long as it was addressed somewhere, and clarified that there should be no prohibition of commercial for profit entities as the conditions under which they operate were far more important than who owned or operated them

**Amendment 2004-1-T-017**

Reviewed the staff's recommendation to deny proposed Amendment 2004-1-T-017, which would add a footnote to the Recreation/Open Space future land use sub category, and the staff's alternative recommendation to strike some language from the description of Recreation/Open Space that prohibits active recreation facilities outside the USA unless they were in a rural community

Voted 3-0 (Commissioners Marks and Mustian absent) to **deny this initial amendment and approve the staff's recommended alternative modified amendment**

**Amendment 2004-1-T-018**

Reviewed the staff's recommended denial of proposed Text Amendment 2004-1-T-018, which would add a footnote to Active and Passive Recreation use types

Voted 3-0 (Commissioners Marks and Mustian absent) to **deny this amendment**

**Amendment 2004-1-T-015**

Reviewed proposed Text Amendment 2004-1-T-015, which would create more flexibility to develop on certain sites with significant grades (10% to 20%) by allowing for off-site mitigation

Confirmed with staff that a map of the four land use designations listed as appropriate places for slope mitigation off site would be available for the joint workshop

Clarified with staff that since the prior City Commission workshop on these amendments, two issues had been raised relating to road capacity and different future land use categories where this might be applicable, and more specificity had been provided regarding the future land use categories where off site mitigation might be employed, to include only the highest intensity Central Urban, Downtown, University Transition, Activity Center and Industrial land uses

Discussed the mitigation alternatives, and the need to find a boundary on some rational basis

Voted 3-0 (Commissioners Marks and Mustian absent) to **continue this amendment to the Joint City-County Workshop**

**Amendment 2004-1-T-014**

Reviewed the staff's recommendation to:

1. **replace Policy 1.3.3 with information contained in the Second Addendum as modified, basically, providing that the policies would not apply where corridor alignment information was already provided, allowing some flexibility from that perspective**
2. **change the language of Policy 1.10.3, regarding the conveyance of right-of-way development orders, to may rather than "shall"**
3. **prepare a new policy allowing studies that have been completed approved by Commissions, sector plans, etc., to be used so as to have that flexibility from the Comprehensive Plan policies**

Voted 3-0 (Commissioners Marks and Mustian absent) to **approve this amendment as modified by the staff's recommendations as presented, with the language effecting these recommendations to be provided at the Joint City-County Workshop**

**Amendment 2004-1-T-019**

Reviewed proposed Text Amendment 2004-1-T-019, which would waive most intersection and adjoining use restrictions in the Activity Center future land use category

Voted 3-0 (Commissioners Marks and Mustian absent) to **approve this amendment**

**Amendment 2004-1-T-020**

Reviewed proposed Text Amendment 2004-1-T-020, which would add the Neighborhood Boundary future land use category to the Land Use Development Matrix

Voted 3-0 (Commissioners Marks and Mustian absent) to **approve this amendment**

**Amendment 2004-1-T-021**

Reviewed proposed Text Amendment 2004-1-T-021, which would require applicants to wait a full year on applications that are withdrawn after receiving an LPA recommendation

Voted 3-0 (Commissioners Marks and Mustian absent) to **approve this amendment**

Clarified that this amendment language allowed the Commission to bring back an amendment

**Unagendaed**

Requested that the final addendum on an amendment include everything that had not become obsolete in the prior deliberations of an amendment

Suggested that instead of sending out numerous addenda, the staff clearly set out the Commission's prior action on a top sheet

**December 10, 2003  
Sinking Fund Commission Workshop**

The City Commission met in special session in the Mary Brogan Museum, Second Floor Conference Room, for a meeting of the Sinking Fund Commission (SFC) with SFC Members Carl Munson, Darrin Holloman and Bill Hollimon joining the Commissioners, and the SFC took the following action:

**Item 1** - Voted 8-0 to approve **revised Pension Investment Policy 236** to provide for mid-cap class allocation, as presented (recommended by the City Treasurer-Clerk)

**Item 2** - Received a video presentation from Consultants Frank Picarelli and Larry Marino, of SEGAL Advisors, on the **City of Tallahassee Defined Contribution Programs**; voted 8-0 to retain Prudential as the third party administrator for the employees 401k and 457 investment plans, retain all the current investment options, and send a request to the Investment Advisory Committee to review the City's current asset allocation and bring back a recommendation for additional funds to be added (recommended by the City Treasurer-Clerk)

**DECEMBER 10, 2003**

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

**Item .1** - Presented a **proclamation proclaiming December 9, 2003 as "Mesothelioma Awareness Day" in the City of Tallahassee** to Dr. Jean Ainsworth, who discussed the continuing use of asbestos, a proven cancer causing substance causing fatal Mesothelioma

**Item 1** – **DELETED FROM THE AGENDA a presentation by President Wetherell on issues relating to Florida State University**

**Agenda Items 2-4 and 6-17 – Voted 5-0 to approve the staff’s recommendations presented in Consent Agenda Items 2-4 and 6-17, taking the action shown:**

Item 2 – Approved the award of RFB #0024-04-RM-BC for the **Hopkins Electric Generating Plant Units 1 and 2 Voltage Regulator Upgrade, to Turbine Control Service Associates, Inc. (TCSA)**, low bidder meeting specifications, in the amount of \$228,036.00 (*Option 1 recommended by Electric Utility/Production*)

Item 3 – Approved the award of the installation of cased bore across Tennessee Street at Woodward Street to **Hartsfield Electric**, for \$39,775, and the award of the installation of conduits inside the cased bore to **A & L Underground**, for \$19,803; approved local contractors in accordance with the most recent bid specifications and drawings **for the Woodward Street Electric Distribution Underground Conversion Project**, for a total of \$59,578; and authorized appropriation of an additional \$125,000 to complete this project, with costs to be shared with FSU, the City’s share being approximately 35% or \$43,750, from Work Order 04-017 and 04-177, for a total projected project cost of \$700,000, with \$245,000 paid by the City and \$455,000 paid by FSU (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 4 – Ratified the City Manager’s **emergency purchase approval of underground cable for the Southwood Development**, awarding the sole source purchase of cable to **Hendrix Wire and Cable**, low bidder meeting specifications of the joint utility RFP (Bid No. 1562-OQ), in the amount of \$112,591.91 (*Option 1 recommended by Electric Utility/Electric Operations*)

*Item 5 – PULLED FROM CONSENT a change order to the LLT Building Corporation contract for the Jack L. McLean Jr. Park Recreation and Aquatic Center Construction Project (brought forward by the City Manager’s Office/Facilities Management Architecture)*

Item 6 – Approved the selection committee’s recommendations of **Ronald L. Book, P.A./Sean Pittman and Associates, the Book/Pittman team**, as the first ranked firm to serve as the primary lobbyists to provide State Legislative consulting and lobbying services; and **Bill Peebles** to represent the City on utility and telecommunications issues, providing continuity to the City’s legislative agenda; and authorized the Mayor’s Office to negotiate the contract

Item 7 – Approved the **2004 Federal Legislative priorities list** (*recommended by the Mayor’s Office/Intergovernmental Relations*):

1) Stormwater Improvement Projects request for funding: \$6 million

- Capital Cascades
- West Virginia Street Flood Mitigation
- Lower Central Drainage Canal Stormwater Facility

2) Myers Park Redundant Prime and Fill-in site request for funding: \$2 million

3) TalTran Bus Fleet and Facilities Expansion/Replacement request for funding: \$6 million

4) Multi-Modal Facility Construction request for funding: \$12 million

5) Tallahassee Regional Airport Security Enhancements request for funding: \$10 million



6) TRANSPORTATION: TEA-3 Project/Widening of Capital Circle NW  
request for funding: \$65.3 million

7) LAW ENFORCEMENT: CrimeTrax request for funding: \$8 million

Item 8 – Authorized the City Manager to execute a **three-year maintenance agreement with Motorola**, with the first year not to exceed \$798,944, renewing the existing three-year 800 Mhz system equipment maintenance contract (*Option 1 recommended by the Chief Information Systems Officer [CISO]*)

Item 9 - Approved the award of **purchase of five (5) additional police patrol sedans from All American Ford of Tallahassee, Florida**, low bidder meeting specifications per IFB #0201-03-KR-BP, which was approved by the Commission on September 24, 2003 (*recommended by Fleet Management*)

Item 10 – Approved the award of IFB No. 0169-03-CB-BP **three-year contracts to purchase fire extinguisher and fire suppression systems inspection and maintenance, from Interstate Fire Systems, Inc. and Bruce Fire & Equipment**, low bidders meeting specifications, for projected three-year expenditures totaling \$142,839, more or less as required for services (*Option 1 recommended by the Department of Management & Administration [DMA]/Procurement Services*)

Item 11 – Approved the **Tallahassee-Leon County Planning Commission/Local Planning Agency (LPA) Bylaws**, as amended by the Planning Commission on November 3, 2003 (*Option 1 recommended by Planning*)

Item 12 – Approved an **engineering services contract with Singhofen & Associates, Inc.**, one of the City's eight (8) continuing stormwater engineering consultant services contractors, **for the Chapel Drive area stormwater improvements**, in the amount of \$104,132.34 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 13 – Approved the **award of negotiated project task assignments for ADA sidewalks rehabilitation on Duval Street from Gaines Street to Tennessee Street to Genesis Group**, one of the City's continuing services consulting civil engineers under Contract No. 01C0336, in the amount of \$65,900 (*Option 1 recommended by Public Works/Project Management*)

Item 14 – Approved the **Southwood Unit 4, Phase 5 Subdivision Plat**, on 3.235 acres of **road right-of-way** being dedicated to the Capital Region Community Development District and dedicated to the perpetual use of the public, the roadway is being developed by St. Joe Company, with Jim Motta as one of its officers, **connecting to Grove Park Drive**, bounded on the north and south by Grove Park Drive and on the west by unplatted land and on the east by John Paul II Catholic High school, Southwood Unit 4 Phase 2, and unplatted land (*recommended by Public Works/Engineering*)

Item 15 – Approved the **Southwood Unit 16 Subdivision Plat**, on 73.517 acres of land subdivided into 131 lots, bounded on the north by Southwood Unit 4 Phase 2, on the south partially by John Paul II Catholic High School and partially by unplatted land, on the west by Southwood Unit 4 Phase 5 and on the east by unplatted land, planned as single family detached houses being developed by St. Joe Company, with John Baric as one of its officers (*recommended by Public Works/Engineering*)

Item 16 – Approved the award of Bid No. 004-04-ER-BC **construction contract for the FEMA Pond Restoration Project (Pond Set 3) to Jimmy Crowder Excavating and Land Clearing, Inc.**, low bidder meeting specifications, in the amount of \$888,494 (*Option 1 recommended by Public Works/Engineering*)

Item 17 – Approved the award of a contract to **install 6,000 linear feet of new eight-inch ductile iron water main in Crawfordville Road South of Capital Circle to Solomon Construction Company of Quincy, Florida**, low bidder meeting specification, in the amount of \$209,960 – with the upgrade/replacement of the existing six-inch water main to be done in conjunction with the roadway project to avoid construction conflicts (*Option 1 recommended by Water Utility/Engineering*)

**Item 5**, pulled from Consent – Voted 5-0 to approve **Change Order No. 2 to Contract No. 522 with LLT Building Corporation for the Jack L. McLean Jr. Park Recreation and Aquatic Center Construction Project, to address unsolicited enhancement alternatives** submitted and allowed and scope changes resulting from continued neighborhood and citizen input, in the amount of \$81,036, for a total contract amount of \$5,505,850 (*Option 1 recommended by the City Manager's Office/Facilities Management Architecture*)

**Item 17.1** – Received an update from Commissioner Gillum on the Silver Lake Project, a neighborhood upgrade at Silver Lake, located south of Creek Road and west of Wheatley Road near the Jake Gaither community

The Commission recognized representatives of the neighborhood association who were present, Vice Chair Maggie Lewis and Dr. Freddie Groomes-McLinden, and other residents of the Jake Gaither community.

The Commission also commended the work being done on this project and expressed appreciation to all of those contributing to making this lake area an amenity to the community.

**Item 18** – Received a Power Point presentation on the **route selection for the Eastern Transmission Line (Transmission Line 9A) to serve the new Substation BP17** on the eastern side of the electric service area; voted 5-0 to conduct a third public workshop on January 6, 2004 at the Capital City Christian Church, provide feedback to the Commission and ask for approval of a route on January 14, 2004 (*Option 1 recommended by Electric Utility*)

*Item 19 – DELETED FROM THE AGENDA an Airport Development Update (brought forward by Aviation) -- moved to January 14, 2004*

**Item 20** – Voted 5-0 to **adopt Governor's Mansion Abandonment Ordinance No. 03-O-38AA**, introduced on June 25, 2003, and continued from the public hearings held November 12 and November 25, 2003, approving a request by the State of Florida to abandon the westernmost 198.8 feet of First Avenue and that segment of Adams Street located between West Brevard Street and the Governor's Mansion complex property, as amended to provide a five-year reverter clause so that in January 2009, the City would conduct a review of the closing of Adams Street for the purpose of reopening Adams Street if it was warranted (*Option 1 recommended by Planning as amended*)

**Item 21** – Voted 5-0 to **accept the status report on the Municipal Code Enforcement Lien Amnesty Program** and approve an extension of time for the completion of the Amnesty Program from January 31, 2004 to March 31, 2004 (*Option 1 recommended by the City Attorney*)

**Item 22** – Voted 4-1 (Commissioner Mustian opposed) to **hold the next City elections for City Commission Seats I and II in the Spring of 2005**; voted 5-0 to **place the Municipal Charter Amendment ballot language petitioned by the citizens on the ballot of the Presidential Primary in March of 2004, subject to receipt of the final text**; voted 5-0 to **look at reinstating the staggered terms in the manner that would cause the least turmoil in length of terms, and requested that the staff bring back an option that would work with the most ease and would not change a term length** (*brought forward by the City Treasurer-Clerk and the City Attorney*)

Leon County Supervisor of Elections Ion Sancho appeared before the Commission relative to this item.

*Item 23 – DELETED FROM THE AGENDA a discussion of the implementation of the Gaines Street Redevelopment Plan (brought forward by Planning) – moved to January 14, 2004*

**Item 24** – Voted 5-0 to **amend the Parks and Recreation Agreement with Leon County to eliminate the differential fee for non-City resident participation**, and allocate Contingency funds to replace the \$41,250 loss in revenue to keep the FY04 budget balanced (*Option 1 recommended by the Parks and Recreation Department [PRD]*)

**Item 25** – Received a staff **update on the proposed City/County agreement for the Tallahassee Fire Department (TFD) to provide Advanced Life Support (ALS)** using TFD personnel, apparatus, and fire stations (*brought forward by the TFD*)

**Item 26** – Voted 5-0 to **demolish two buildings on Carolina Street in the Frenchtown community, that had been purchased from Ms. Inez Gardner Robinson**, at a cost of \$12,500, from CDBG funds set aside for Frenchtown revitalization; and, through the process of chronicling and photographic documentation, preserve the memory of the contribution that the buildings' uses made to the history of Frenchtown by developing the material into a display that would be permanently housed in the Frenchtown Historical display at the Lincoln Neighborhood Center, at a cost of \$1,000 (*Option 1 recommended by Neighborhood and Community Services [NCS]*)

**Item 27** – Voted 5-0 to approve a **height variance request from BECOM, Inc., for the development of a 275-foot high building on the southwest parcel of Kleman Plaza** as measured from the intersection of Bronough and Pensacola Streets, the current height restriction being 150 feet, with conditions recommended by the Kleman Plaza Design Review Board (KPDRB), and to move this project along and allow this group to work in cooperation with Commissioners Lightsey and Mustian, and the Downtown Review staff, on the aesthetics of this project as soon as possible, with the final design to be reviewed by the KPDRB (*Option 1 recommended by Economic Development as amended*)

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

- Mr. Dan Stengle, of Hopping Green and Sams, 123 South Calhoun Street, representative of the developer, BCOM (proponent)
- Mr. Ray Fernandez, Architect on the BECOM Project (proponent)
- Mr. Michael Baumann, Principal of BCOM, Inc. (proponent)
- Justice Kenneth B. Bell, Supreme Court of Florida, representing Florida Chief Justice Harry Lee Anstead and his colleagues on the State Supreme Court (informational)
- Chief Judge James R. Wolf, First District, Florida District Court of Appeal (informational)

**Item 27.1** – Voted 5-0 to **approve Change Order No. 3 to the contract with LLT Building Corporation (Contract No. 522), for the Jack L. McLean Jr. Park Recreation and Aquatic Center**, to fund LLT's portion of the solar systems designed for this project, in the amount of \$59,128, for a total revised contract amount of \$5,564,798 (*Option 1 recommended by Electric Utility*)

**Item 27.2** – Voted 5-0 to **accept the FY 2003 budgetary closeout report** as presented, reflecting total expenditures for the Fiscal Year ended September 30, 2003, at \$451,885,000 (*recommended by the Department of Management and Administration [DMA]*)

The Commission commended Director of DMA David Reid and his staff for a good job.

**Item 28** – Held a public hearing and voted 4-0 (Mayor Marks absent) to **adopt GIBB Village / Oak Ridge Townhouses Voluntary Annexation Ordinance No. 03-O-65**, introduced on November 12, 2003, annexing into the City approximately 11 acres zoned MR-1 in the Mixed Use A Future Land Use category, consisting of 19 apartment buildings with 100 units – the Goodwill Industries of the Big Bend (GIBB) Village and Oak Ridge Townhouses, located on the north side of Ross Road, contiguous to a recent Southern Triangle annexation (*Option 1 recommended by the Office of the Mayor*)

Mr. Jack Wolff, 265 Ross Road, President of the Oak Ridge Neighborhood Association, appeared before the Commission in support of this item.

**Item 29** - Held a public hearing and voted 4-0 (Mayor Marks absent) to **adopt Briarwood Apartments Phases 1 & 2 Voluntary Annexation Ordinance No. 03-O-66**, introduced on November 12, 2003, annexing approximately 12 acres into the City, consisting of 21 apartment buildings with 156 units located on Shelfer Road, located north of Ross Road and contiguous to a recent Southern Triangle annexation (*Option 1 recommended by the Office of the Mayor*)

Mr. Jack Wolff, 265 Ross Road, President of the Oak Ridge Neighborhood Association, re-appeared before the Commission in support of this item.

**Item 30** - Held a public hearing on **Parking Regulations Ordinance No. 03-O-71**, introduced on November 25, 2003, which would amend the stopping, standing and parking regulations to clarify parking violations and increase parking fine amounts; by consensus, **continued the public hearing on this ordinance to January 28, 2004, and directed the staff to bring back some analysis of Commissioner Lightsey's alternative proposal and some recommendations** (*brought forward by the City Attorney*)

Commissioner Mustian requested study information on what other comparable cities did in terms of parking fines.

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

- Ms. Susan Stratton, 964 Rose Bay Court, representing the Downtown Merchants & Businessmen's Association (DMBA) (opponent)
- Ms. Belinda Mizell, 1314 Jackson Street, President of the DMBA (opponent)

**Item 31** - Held the second of two public hearings on Neighborhood Boundary Office (NBO) District Ordinance No. 03-O-58, introduced on October 22, 2003 and continued from the first public hearing on November 25, 2003; voted 5-0 to **adopt Ordinance No. 03-O-58, implementing Comprehensive Plan Text Amendment 2003-1-T-006 and amending the Land Development Code to create the Neighborhood Boundary Future Land Use** (*Option 1 recommended by Planning*)

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

- Ms. Dorothea (Dot) S. Parker, 1212 Brookwood Drive (proponent)
- Mr. Dan McDaniel, 1907 Ivan Drive (proponent)

**Item 32** – Held a public hearing on **Frenchtown-Springfield Historic District Boundary Rezoning Ordinance No. 03-Z-19**, introduced on April 23, 2003, and continued from public hearings held on August 27 and September 24, 2003, which would rezone properties designated on the Frenchtown-Springfield Historic Preservation Overlay District and Rezoning Map (Attachment #2 to the Agenda Item) from RP-2 Residential Preservation District and CU Central Urban District to RP-2 Residential Preservation District and CU Central Urban District with HPO subject to the underlying zoning district development standards, and list the properties on the Local Register of Historic Places, thus creating the Frenchtown-Springfield Historic District boundaries pursuant to the Frenchtown-Springfield Historic District Steering Committee recommendation, as proposed in Attachment #1 to the Agenda Item, with the exception of Parcel #21-36-50-013-5330, which was intended to be aggregated with the Frenchtown Renaissance PUD; by consensus, **continued the public hearing on Ordinance No. 03-Z-19 to January 28, 2004, to allow an update presentation by the consultant on Frenchtown Renaissance issues** (*recommended by Planning*)

There were no speakers on this item.

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

Commissioner Lightsey advised that a major report on septic tanks was underway to provide an overall assessment of the prevalence of septic tanks and why they failed, which would give the Commission information on whether policies needed to be changed.

Commissioner Gillum ascertained that for some staff analysis on The Reverend Foutz's property would be brought to the Commission in January 2004.

Commissioner Lightsey advised that work was progressing on establishing goals and objectives and policies for the water resources target issue, and data gathering was in progress going back to a 1991 North Florida Water Management District Report. Mayor Marks advised that at the first meeting of the Mayor-Chair in January 2004, he would ask that a County Commissioner be designated to monitor how the data was being gathered and whether there was anything else that needed to be provided for the first discussion on some optional approaches to better coordination of stormwater issues between the City and the County.

Mayor Marks announced that he would be sending invitations to the City Commissioners to attend a press conference on the Economic Development Summit and the changes he had made, and urged their participation and support.

Mayor Marks also applauded the recent successful Winter Festival activities, with approximately 150,000 attending.

The Commission commended Ms. Kathleen Flynn for her work in coordinating the Winter Festival and thanked the City workers for their hard work associated with the event.

Commissioner Lightsey wished everyone a Happy Holiday.

Commissioner Katz announced the lighting of a 22-foot high menorah on Sunday, December 21, 2003, at 3:00 p.m., in front of the Courthouse.

**Unagendaed Speaker:**

Ms. Jan Hendricks, representing DISC Village, 3333 West Pensacola Street, Suite 310, appeared before the Commission and discussed a Legislative funding request for a residential substance abuse treatment program for men, the National Bridge Recovery Center (NBRC). She advised that the treatment program was at risk of closing unless additional funds were obtained, and discussed the intent of DISC Village to request additional operating funds from the Florida Senate and House for this 11-bed facility, the only facility of this type in a 14-county area.

**December 11, 2003**  
**Joint City-County Workshop on Proposed Cycle 2004-1 amendments to the**  
**2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and took the following action to resolve differences or take tentative positions on the proposed Cycle 2004-1 Amendments to the Comprehensive Plan (with City Commissioners Marks, Mustian and Gillum absent):

**Consent Items (City and County Commissions were in agreement)**

County Commissioner Grippa pulled **Amendment 2004-1-T-013 from Consent**

The Joint Commission voted 7-0 (City Commissioners Marks, Mustian and Gillum, and County Commissioners Proctor and Maloy absent) **tentatively approve proposed Map Amendments 2004-1-M-002, -003, -004, -005, -006 and -007**

**Amendment 2004-1-T-013**

Reviewed proposed Text Amendment 2004-1-T-013, initiated by the County Commission, which would provide for the County and City to identify and address special needs of drainage basin sub-areas through sector planning

**The City Commission deferred discussion on this item.**

#### **Amendment 2004-1-M-001**

Reviewed proposed Map Amendment 2004-1-M-001, which would amend the future land use map from Residential Preservation (RP) to Central Urban (CU) on 0.52 acres located on the southwest corner of Old Bainbridge Road and Preston Street, requested by Annie S. Harris

The County Commission voted 5-7 (County Commissioners Proctor and Maloy absent) to **approve the City's position on this amendment**

#### **Amendment 2004-1-T-010**

Discussed City and County differences regarding proposed Text Amendment 2004-1-T-010, which would amend the Comprehensive Plan Housing Element policies by changing the adoption dates from 1999 to 2004 for the adoption of inclusionary housing ordinances by the City and the County to implement developer provided affordable housing. The County had made a recommendation to modify the date to 2005 and include an ordinance that would be incentive based, while the City Commission had directed the staff to have a revised date of 2004 and bring back an inclusionary housing ordinance for consideration by the City Commission at a workshop.

**Deferred any action on this amendment**

#### **Amendment 2004-1-T-011**

Reviewed proposed Text Amendment 2004-1-T-011, which would update the Schedule of Capital Improvement Projects included in the Capital Improvements Element of the Comprehensive Plan, listing and describing level-of-service types of capital improvements for the five-year planning timeframe of 2004-2008

The County Commission voted 5-7 (County Commissioners Proctor and Maloy absent) to **accept the City's position, which was to approve this amendment**

#### **Amendment 2004-1-T-012**

Discussed City and County differences regarding proposed Text Amendment 2004-1-T-012, which would adopt new policies providing for conservation subdivisions Countywide within selected future land use categories and providing for related glossary terms. At the County's request, some options on how to employ conservation subdivisions within the Rural land use category had been provided in the Third Addendum while the City had taken a position to approve the amendment as modified -- not to proceed with Rural and in fact to restrict the application of Conservation Subdivisions to Urban Fringe only, also excluding Lake Protection areas.

**Planning staff indicated its intent to bring back some improved policy language on this issue for consideration at the joint transmittal hearing.**

The County Commission voted 6-0 (County Commissioner Proctor absent) to **approve this amendment as modified -- not to proceed with Rural and in fact to restrict the application of Conservation Subdivisions to Urban Fringe and other inward land use categories**

Discussed the issue of density bonuses, and the County Commission voted 6-0 (County Commissioner Proctor absent) to **permit density bonuses only as an incentive in those land use categories that were more dense than the Urban Fringe land use category**

By consensus, the County Commission **clarified that the prohibition of Conservation Subdivisions in Rural should be addressed in the Comprehensive Plan policy language, while the density motion would be addressed in the land development regulations.**

The City Commission voted 3-0 (Commissioners Marks and Mustian absent) to **confirm the City's previous position of approving the amendment as modified -- not to proceed with Rural and in fact to restrict the application of conservation subdivisions to Urban Fringe only, also excluding Lake Protection areas**

#### **Amendment 2004-1-T-014**

Received a staff update on proposed Text Amendment 2004-1-T-014, which would establish future right-of-ways protection and access management provisions for existing and future transportation facilities, and the staff's recommendation to approve the Fourth Addendum as it incorporated all of the proposed changes to the amendment, including:

1. providing greater flexibility with regard to implementation of the generalized right-of-way widths,
2. providing changes in the language from "shall" to "may" regarding the mandatory dedication of right-of-way proportionate to transportation impacts for development orders until such time as a study was done on the affects of this proposal on property owners facing mitigation issues for transportation concurrency,
3. allowing for a reduction of the generalized right-of-way widths for areas with an adopted Critical Area Plan or based upon an analysis of existing constraints, community planning objectives, or other considerations unique to the roadway,

Staff clarified that the third policy language change allowed those generalized right-of-way widths to be reduced, and also clarified that the policy as revised would not impact Welaunee or Southwood.

**By consensus, both Commissions deferred any action on this amendment until the transmittal hearing, and directed the staff to evaluate the right-of-way width numbers and bring back recommended language, and to involve Mr. Pelham in writing the new language**

Mr. Tom Pelham, of the Florida Department of Transportation (FDOT), appeared before the Joint Commission relative to this amendment and advised that the purpose for including a maximum, as opposed to a minimum, parameter for a specific roadway was to protect the landowners by giving them an outer limit beyond which the right-of-way would not exceed.

Ms. Kristine Williams, Project Manager for CUTR, appeared before the Joint Commission and advised that these right-of-way needs had been conceived as generalized widths and she suggested that some additional widths might be needed in some areas to deal with drainage and other considerations.

Mr. Joel Embry, representative of Welaunee, appeared before the Joint Commission and discussed some of his concerns about potential impacts of this amendment on his development and other developments in Leon County.

#### **Amendment 2004-1-T-015**

Discussed City and County differences regarding proposed Text Amendment 2004-1-T-015, dealing with off-site mitigations specifically for sites with significant grades. On a tie vote, the Planning Commission had not recommended approval of this amendment. The County Commission had approved the Second Addendum with some modifications while the City Commission had requested that the staff bring back some revised language dealing with a change in the application of this off-site mitigation program from the entirety of the Urban Services Area (USA) to the area south of Interstate 10 and adjoining Capital Circle. Staff presented a map showing the future land uses and a demonstration of the vacant parcels with grades.

The City Commission voted 3-2 (City Commissioners Marks and Mustian absent) to **approve the City's position of approving the amendment as modified**

The County Commission voted 4-0 (County Commissioners Grippa, Winchester and Maloy absent) to **approve the City's position with a modification to make reference to the statute governing conservation easements**

**Amendments 2004-1-016, -017 and -018**

Discussed City and County differences regarding proposed Text Amendments 2004-1-T-016, -017 and – 018, which were all related and addressed issues raised in connection with the Seminole Raceway on Highway 20. Amendment 2004-1-T-016 would establish three additional land use types: Private Recreational Facilities, Commercial Recreational Facilities, and Residential Recreational Facilities, while the staff recommended the adoption of a Comprehensive Plan policy to address this issue

The County Commission voted 5-0 (County Commissioner Winchester and Maloy absent) to **stay with the County's position on Amendments 2004-1-T-016, -017 and -018 with the intent of attempting to resolve differences with the City over the next month.**

**Requested that the staff provide the Commissioners with its revised policy language as soon as possible well in advance of the transmittal hearing**

**Amendment 2004-1-T-019**

Reviewed proposed Text Amendment 2004-1-T-019, which would waive the access, intersection and adjoining use limitations in the Activity Center future land use category.

The County Commission voted 5-0 (County Commissioner Winchester and Maloy absent) to **approve the City's position, which was to approve this amendment.**

**Amendment 2004-1-T-020**

Reviewed proposed Text Amendment 2004-1-T-020, which would add the Neighborhood Boundary category to the Land Use Development Matrices.

The County Commission voted 5-0 (County Commissioner Winchester and Maloy absent) to **approve the City's position on this amendment.**

**Amendment 2004-1-T-021**

Reviewed proposed Text Amendment 2004-1-T-021, which would require applicants to wait a full year on applications that are withdrawn after receiving an LPA recommendation.

The County Commission voted 5-0 (County Commissioner Winchester and Maloy absent) to **approve the City's position, which was to approve this amendment.**

The County Commission voted 2-3 (County Commissioners Sauls, Thael and Rackleff opposed; County Commissioners Winchester and Maloy absent) **denying a motion to reconsider the vote.**

With these actions, the City and County Commissions took tentative positions on the proposed amendments, summarized as follows:

<i>Item #</i>	<i>Amendment To:</i>	<i>Nature of Proposed Amendment</i>	<i>City Commission Position</i>	<i>Board of County Commissioners Position</i>
<b>2004-1-M-001</b>	FUTURE LAND USE MAP  (Southwest corner of Preston Street & Old Bainbridge Road)	From: Residential Preservation  To: Central Urban  0.52 Ac.	<b>Approve</b>	<b>Approve</b>
<b>2004-1-M-002</b>	FUTURE LAND USE MAP  (South side Buck Lake Road, West side of Baum Road, & lying east of Benjamin Chaires Rd. & north of Capitola Road)	From: Rural  To: Recreation/Open Space  426.30 Ac.	<b>Approve</b>	<b>Approve</b>



2004-1-M-003	FUTURE LAND USE MAP  (Western 150 feet of four parcels fronting on the West side of Midyette Road)	From: Mixed Use C  To: Activity Center  4.61 Ac.	<b>Approve</b>	<b>Approve</b>
2004-1-M-004	FUTURE LAND USE MAP  (South side of Tower Road, West side CSX RR, East of Bombadil Drive, & North of Lakewood Industrial Park)	From: Industrial  To: Mixed Use B  41.88 Ac.	<b>Approve as Modified</b>  Amended Map	<b>Approve as Modified</b>  Amended Map
2004-1-M-005	FUTURE LAND USE MAP  (Southeast corner of West Call Street & Conradi Street)	From: Mixed Use C  To: University Transition  1.87 Ac.	<b>Approve</b>	<b>Approve</b>
2004-1-M-006	FUTURE LAND USE MAP  (South side of Tram Road, East of Fritz Lane & West of Hidden Lakes Drive)	From: Rural  To: Urban Fringe  28.38 Ac.	<b>Approve</b>	<b>Approve</b>
2004-1-M-007	FUTURE LAND USE MAP  (North side of West Tharpe Street at its western terminus)	From: Industrial  To: Mixed Use B  20.0 Ac.	<b>Approve</b>	<b>Approve</b>
2004-1-M-008	FUTURE LAND USE MAP  (North side of East Park Avenue between Belmont Road and Ferndale Drive)	From: Residential Preservation  To: Mixed Use A  7.70 Ac.	<b>Withdrawn by Applicants - December 10, 2003</b>	
2004-1-M-009	FUTURE LAND USE MAP  (Two non-adjacent parcels fronting on the North side of Glenview Drive east of Fernando Drive)	From: Residential Preservation  To: Mixed Use A  0.64 Ac.	<b>Withdrawn by Applicant - November 24, 2003</b>	
2004-1-T-010	HOUSING ELEMENT  Housing Policy 1.2.5 (City)  Housing Policy 1.3.7 (County)	Changes adoption dates for inclusionary housing ordinances & provides for a voluntary incentive based program.	<b>Approve</b>  Change adoption date only.	<b>Approve</b>

2004-1-T-011	CAPITAL IMPROVEMENTS ELEMENT  Schedules of Capital Improvements	Annual update of 5 Year Schedules of Capital Improvements	<b>Approve</b>	<b>Approve</b>
2004-1-T-012	LAND USE ELEMENT  New Objective 2.2 & companion Policies;  New Glossary Terms	Sets forth policies that provide for conservation subdivisions & related glossary terms.	<b>Approve as Modified</b>  Applicable to UF only; add minimum % required open space set aside: minimum qualifying site size, No density bonus.	<b>Approve as Modified</b>  Applicable to UF only; add minimum % required open space set aside: minimum qualifying site size, No density bonus.
2004-1-T-013	LAND USE ELEMENT  Creates new LAND USE GOAL 14, and new supporting Objective and Policies	Provides that Leon County & City of Tallahassee will identify & address special needs of drainage basin sub-areas through sector planning.	<b>Deny</b>	No Action Required
2004-1-T-014	LAND USE, TRANSPORTATION, & CAPITAL IMPROVEMENTS ELEMENTS, GLOSSARY  Multiple Policies	Establishes future ROW protection & access management provisions for existing & future transportation facilities	Continued to Joint Transmittal Public Hearing	Continued to Joint Transmittal Public Hearing
2004-1-T-015	LAND USE & CONSERVATION ELEMENTS, GLOSSARY  Land Use Summary, Policies 1.2.1, 1.2.2: Conservation Policies 1.3.2, 1.3.5, 1.3.8; Adds New Glossary Term	Creates more flexibility to develop on certain sites with significant grades (10% to 20%) by allowing for off-site mitigation	<b>Approve as Modified</b>  Properties inside and fronting on the exterior of Capital Circle, south of Interstate 10	<b>Approve as Modified</b>  Properties inside and fronting on the exterior of Capital Circle, south of Interstate 10
2004-1-T-016	GLOSSARY  Adds New Glossary Terms	Adds definitions for Private Recreation Facilities, Commercial Recreation Facilities, & Residential Recreation Facilities	<b>Deny</b>  Strengthen Staff Alternative	<b>Approve</b>
2004-1-T-017	LAND USE ELEMENT  Land Use Development Matrix	Adds footnote to Recreation Open/Space future land use category	<b>Deny - Original Request</b>  <b>Approve</b> Staff Alternative Recommendation	<b>Approve</b>
2004-1-T-018	LAND USE ELEMENT  Land Use Development Matrix	Adds footnote to Active and Passive Recreation use types	<b>Deny</b>	<b>Approve</b>
2004-1-T-019	LAND USE ELEMENT  New Land Use Policy 1.4.22	Waives most intersection & adjoining use restrictions in Activity Center future land use category	<b>Approve</b>	<b>Approve</b>
2004-1-T-020	LAND USE ELEMENT  Land Use Development Matrix	Adds Neighborhood Boundary future land use category to the Land Use Development Matrix.	<b>Approve as Modified</b>	<b>Approve as Modified</b>
2004-1-T-021	INTERGOVERNMENTAL COORDINATION ELEMENT  IGC Policy 1.8.4	Requires applicants to wait a full year on applications that are withdrawn after receiving an LPA recommendation	<b>Approve</b>	<b>Approve</b>