

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

Mayor Marks introduced and welcomed the newest member of the City Commission, Commissioner Gil Ziffer.

**Item 1** - Mayor Marks presented proclamations to Distinguished Leadership Award Finalists and announced the 2009 Leadership Awards will be held on Thursday, September 17, 2009 at the University Center Club. The finalists were as follows:

- 2009 Lifetime Leadership recipient: Hon. Talbot "Sandy" D'Alemberte
- Leadership Pacesetter: Cindy Dick, R. Jai Gillum, Samantha Strickland, and Jaimi Wacksman
- Leader of the Year: Stephen Hogge, Jake Myddelton, John Parker, Kelly Otte, Bruce Prevatt and Allan Stamm
- Servant Leadership: Virginia Glass, Todd Sperry, Gail Stansberry-Ziffer, Jeff Wahlen, and Harriet Williams

**Item 2** - Mayor Marks presented a proclamation declaring September 11, 2009 as a day of Service and Remembrance.

**Item 3** - Approval of Designation of Donations for Back to School Even - Moved to Item 14.1

**Items 4-14** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-14, taking the following action:

Item 4 - Approved the Tallahassee Memorial Healthcare second amended Articles of Incorporation and Second Amended Bylaws. (Option 1 recommended by the City Attorney)

Item 5 - Adopted Resolution Nos. 09-R-24 and 09-R-26 and authorized execution of Joint Participation Agreement No. 40950919401 and Supplemental Joint Participation Agreement No. 40951319401 with the Florida Department of Transportation and established a project for Airport Terminal Water Intrusion Improvements with a budget of \$3,430,000. (Option 1 recommended by Ken Austin, Aviation)

Item 6 - Adopted Resolution Nos. 09-R-21 and 09-R-22 and authorized the execution of Supplemental Joint Participation Agreement Nos. 22678119401 and 22679219401 with the Florida Department of Transportation for terminal rehabilitation improvements and marketing/promotional studies, plans, programs and materials. (Recommended by Ken Austin, Aviation)

Item 7 - Authorized staff to accept and execute the FAA AIP Grant Agreement; modify the North General Aviation Apron Improvements project (COT Nos. 04002 and 06092) budget to show the grant funding as outlined; award the construction contract for the North General Aviation Apron Improvements project to C.W. Roberts, Inc. in the amount of \$2,334,875; and authorized staff to execute the construction engineering services task for the project to Kimley-Horn and Associates, Inc. in the amount of \$422,663; Amended Capital Budget and appropriate balance of AIP funds to Terminal Rehabilitation - Water Intrusion Improvements (\$1,000,000) and design services for the South General Aviation Apron Improvements (\$303,000). The grant also includes a

reimbursement of approximately \$376,000 for previous design services.  
(Recommended by Ken Austin, Aviation)

Item 8 - Approved the recommended ranking of construction equipment (RFP No. 005-09-KR-RC) submitted by the selection committee and authorized the City Manager or her designee to negotiate a contract with the top-ranked firm, Flint Equipment Company, Tallahassee, FL, and execute a contract for the proposed construction equipment, and associated items of services. If an agreement cannot be reached with Flint Equipment Company, then the city would begin negotiations with the second-ranked firm, Ring Power Corporation. (Recommended by Terry Lowe, Fleet Management)

Item 9 - Approved the award for the repair and upgrades of Mobile Substation #1 to Electric Supply, Inc. in the amount of \$931,000, authorized the City Manager to approve up to \$50,000 in additional costs for unforeseen and undetected work needed for the upgrades that may be found, and approved the appropriation of \$340,000 funding from RR&I Undesignated Fund balance and \$641,000 funding from accounts receivable (Insurance Reimbursement). (Brought forward by Kevin Wailes, Electric Utility)

Item 10 - Authorized the City Manager to increase the revenue and expense limits on TFD's Minimum Standards Training Program (W.O. #0101329) by \$55,633.20. (Recommended by Chief Cindy Dick, Fire Department)

Item 11 - Authorized the City Manager to sign the Contractual Agreement by and between the State of Florida, Department of Financial Services and the City of Tallahassee for the 2008-2009 State Homeland Security Grant Program Subrecipient Agreement for Expenditure of Local Government Unit Funding for Florida for TFD's Hazardous Materials (Hazmat) and Urban Search and Rescue (USAR) special operations teams and the Mutual Aid Radio Communications (MARC) unit. (Recommended by Chief Cindy Dick, Fire Department)

Item 12 - Authorized acceptance of donated funds, up to \$144,000, from the U.S. Marshals Service to purchase, operate, and maintain up to three vehicles for three years in support of the Violent Fugitive Task Force. (Recommended by Chief Dennis Jones, Police Department)

Item 13 - Adopted Resolution 09-R-28 requesting an easement from the Florida Department of Environmental Protection for electric service associated with a newly constructed restroom facility at the Miccosukee Greenway Trailhead. (Recommended by Michelle Bono, Assistant to the City Manager)

Item 14 - Adopted Resolution 09-R-32 requesting an easement from the Florida Department of Environmental Protection for operating and maintaining a pump station and force main (sewer) at the new Capital Circle Office Complex site on Capital Circle southeast at Southwood. (Recommended by Michelle Bono, Assistant to the City Manager)

**Item 14.1** - Approved the designation of donations for the Back to School Event, and authorized payment of expenses from those funds and carryover any leftover funds to prepare for next year's event. (Brought forward by Ramon Alexander, Mayor's Office)

**Item 15** - Introduced Ordinance No. 09-Z-35 which proposes an amendment to the Official Zoning Map from R-3 Single and Two-Family Residential District to OR-1 Office Residential District on 1.22 acres fronting on the east and west sides of Cadiz Street, and set the public hearing for October 13, 2009 at 6 p.m. in the Leon County Courthouse.

**Item 16** - Introduced Ordinance No. 09-Z-36 which proposes an amendment to the Official Zoning Map from Residential Preservation 1 and R-2 Single-Family detached district to OS Open Space District on 27.6 acres lying south of Creek Road and east and west of North Ridge Road; Silver Lake City Park; and a lot at the Northwest corner of Creek Road and Bunche Avenue, and set the public hearing at the joint meeting of the City Commission and Leon County Board of County Commissioners on Tuesday, October 13, 2009 at 6 p.m. in the Leon County Courthouse.

**Item 17** - Introduced Ordinance No. 09-Z-37 which proposes an amendment to the Official Zoning Map from Residential Preservation 2 District to UP-2 Urban Pedestrian 2 District on 1.07 acres fronting on the north side of Orange Avenue between Pasco & Orange Avenue and Holton Street, and set the public hearing at the joint meeting of the City Commission and Leon County Board of County Commissioners on Tuesday, October 13, 2009 at 6 p.m. in the Leon County Courthouse.

**Item 18** - Introduced Ordinance No. 09-O-38 to adopt a Comprehensive Plan Amendment for the 2009 Annual Capital Improvements Element Update (Amendment # 2009-CIE), and set the public hearing for Wednesday, September 23, 2009 at 6 p.m. in the City Commission Chambers, City Hall.

**Item 19** - Introduced Ordinance No. 09-O-40 which proposed an amendment to the Land Development Code Criteria for site plan deviations, and set the public hearing for Wednesday, October 28, 2009 at 6 p.m. in the City Commission Chambers, City Hall.

**Item 20** - Introduced Ordinance No. 09-O-43 to adopt Comprehensive Plan Amendments 2009-2 and set the public hearing at the joint meeting of the City Commission and Leon County Board of County Commissioners on Tuesday, October 13, 2009 at 6 p.m., in the Leon County Court House.

**Item 21** - Received a staff overview of the Remote Payment and SmartBill update.

Also received a staff overview of the SmartBill program, which was instituted in October 2008, and recently eclipsed 14,000 participants, representing 13% of all utility bills. (Brought forward by Gary Herndon, Treasurer Clerk/Mike Meeks, Revenue Division)

Mike Meeks also presented the commission with the public service announcement of the remote payment option, which will be airing soon on ESPN, BET and other local channels.

**Item 22** - Voted 5-0 to adopt Resolution No. 09-R-30 to repeal the cap on the State Affordable Housing Trust Fund and to encourage appropriation of all Trust Funds for affordable housing programs. (Brought forward by Carrie Blanchard, Chief of Staff to the Mayor)

**Item 23** - Voted 5-0 to authorize the City Manager to negotiate and execute a turnkey agreement with ACS State & Local Solutions, Inc. (ACS) the top ranked vendor selected in accordance with RFP No. 0177-09-ER-RC - Red Light Camera Safety Program. With this turnkey agreement ACS will design, implement, maintain, and operate unmanned cameras/monitoring devices at designated intersections for red light traffic violations. (Recommended by Gabe Menendez, Director Public Works Department) Frank Harrison with ACS was also available to discuss this item.

**Item 24** - Voted 5-0 to approve the project list for the Transportation Investment Generating Economic Recovery Grant Program (TIGER) (Recommended by Gabe Menendez, Director Public Works Department)

## Tallahassee-Leon County TIGER Grant Projects List

Location	Length (FT)	Cost
<b>Access to Schools</b>		
Magnolia Drive - From South Adams Street to Appalachee Parkway	11,710	\$2,928,000
Fred George Road - From Capitol Circle NW to N. Monroe	4,841	\$726,000
Kinhega Drive - From Deerlake Road to Thomasville Road	7,519	\$1,128,000
Deerlake Road - From Kinhega Drive to Chadwick Way	17,764	\$2,665,000
Chaires Cross Road - From Capitola Road to Green Oak Drive	4,876	\$731,000
Dale Street - From Ridgeway Street to McElroy Street	1,900	\$475,475
Bradford Road - From N. Monroe Street to Meridian	2,500	\$4,580,000
Timberlane School Rd - From Timberlane Rd to Live Oak Plantation Rd	3,500	\$1,251,250
Maclay Boulevard - From Market Street to Maclay Road	1,400	\$1,200,550
<b>CRTPA Bike-Ped Master Plan Project</b>		
Timberlane Road - From Meridian Street to Thomasville Road	4,820	\$1,205,000
Old Bainbridge Road - From I-10 to Brevard Street	8,550	\$2,138,000
Old St. Augustine Road - From Idian Heat to Capital Circle	10,470	\$2,618,000
Miccosukee Road - From Capital Circle to Fleishmann Road	3,470	\$868,000
Tram Road - From South Monroe to Capital Circle	11,750	\$2,938,000
Centerville Road - From Shamrock to Roberts Road	2,630	\$658,000
Ox Bottom Road - From Meridian to Thomasville Road	17,220	\$4,305,000
Maclay Road - From Meridian to Thomasville Road	4,850	\$1,213,000
Beech Ridge Trail - From Kinhega Drive to Lawton Chiles Lane	450	\$113,000
Live Oak Plantation Road - From Meridian Road to Thomasville Road	8,380	\$1,257,000
Seventh Avenue - From Centerville Road to Thomasville Road	4,550	\$2,484,300
Dewey Street - From Brevard to Rollins Street	1,950	\$304,200
McDaniel Street - From Miccosukee to Calhoun	2,225	\$520,416
Piedmont Road - From Meridian to Thomasville	8,500	\$1,326,000
<b>Mass Transit Route Enhancement Project</b>		

ITS - On-board transit systems GPS	1,320,091	\$5,000,000
Capital Medical from Miccosukee Road to Professional Park Circle	2,175	\$480,000
Indian River from Stuckey to Levy	1,050	\$230,000
Sunnyside from Ridge Road to Ridge Road	2,365	\$480,000
Woodland from Estates Road to Sunnyside	1,550	\$260,000
<b>Total</b>	<b>1,473,056</b>	<b>44,083,191</b>

**Item 25** - Voted 5-0 to approve the Interlocal Agreement for Joint Planning services between the City of Tallahassee and Leon County effective October 1, 2009. (Brought forward by Wayne Tedder, Planning Department Director)

**Item 26** - Vote 5-0 to accept the three Brownfields remediation grants in the amount of \$200,000 each, for a total of \$600,000, and to authorize the City Manager to execute the contracts for use in the Gaines Street Corridor area. (recommended by Cynthia Barber, Director, Environmental Policy & Energy Services)

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#### Target Issue Update

Long Range Planning - deleted from the agenda

Economic Development - Mayor Marks gave an update on the Economic Development Target Issue Committee and reported that the Economic Development Target Issue Committee met on August 26, 2009 and discussed Recovery Zones and how recovery zones can be utilized within the Commission.

Financial Viability - Commissioner Mustian gave an update on the Financial Viability Target Issue Committee. He reported that the Committee would be presenting recommendations on adjusting deposit rates for residential customers but leaving commercial deposits as is. Commissioner Mustian also reported that the 2010 Target Issue Committee plans to review the City's finance policy, reserve level issues, pension requirements, capital budget issues, Starmetro, and sales tax projects.

Environmental and Energy Resources - Commissioner Lightsey reported on the activities of the Lafayette Park Flood Relief Project, and discussed potential rule making for water classifications by DEP and revisions to the flood damage protection regulations to the land development code. She also discussed the unnecessary idling draft resolution.

Rick Fernandez appeared before the commission and announced that effective October 1, 2009 there will be a decrease in the electric retail rate by 8%, which represents a cumulative total of 18% decrease in six months.

**Item 27** - Held the first of two public hearings to adopt a Tentative Millage Rate and Fiscal Year 2010 Budget for the City of Tallahassee and the Downtown Improvement Authority. The next public is hearing scheduled for September 23, 2009 at 6:00 p.m.

Received a staff overview of the proposed 2010 Budget and the Proposed Millage Rate. Held the first of two statutorily required public hearings on the Proposed FY 2010 Budget.

Attorney English indicated that Florida Statutes requires eleven steps to be taken and that he would guide the commission through the required steps.

1. Attorney English read into the record "the proposed millage rate for the fiscal year 2010 is 3.7000 for the City of Tallahassee and 1.000 mill for the Downtown Improvement Authority, which is 5.14% more than the aggregate rolled back rate of 3.5365 mills. This increase will be used to fund general government services throughout the city."

2. Allowed public input on the City's proposed millage rate.

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

- Ms. Glenda Thornton, 1509 Woodgate Way representing the Tallahassee-Leon County Chamber of Commerce (opposed to the proposed budget and millage rate increase)
- Mr. Daniel Blair, 3424 #17 Old St. Augustine Road (opposed to the proposed budget and millage rate increase)
- Mr. Tyler Hall, 300 East Brevard Street representing the Big Bend Police Benevolent Association (opposed to the elimination of 11 police officers)
- Mr. Jeff Andrews, 602 Talaflo Street (opposed to the proposed budget and millage rate increase)
- Mr. Art Jusko, 2860 Asbury Hills Drive (concerned with the safety of teens and opposed to the closure of the Palmer Monroe Community Center)
- Mr. Stephen Hogge, 410 East 9th Avenue representing CONA (opposed to the proposed budget and millage rate increase)
- Mr. Raul Soria, 1517 Levy Avenue # 119 representing Alpine Apartments (opposed to the proposed budget and millage rate increase)
- Ms. Penny Herman, 1596 Marion Avenue (opposed to the proposed budget and millage rate increase)
- Mr. Brian S. Webb, 2487 Elfinwing Lane (opposed to the proposed budget and millage rate increase)
- Mr. Bruce Screws, 2731 Teton Trail, (opposed to the proposed budget and millage rate increase)
- Mr. Ray B. Munroe, 1514 Belleau Wood Dr. (opposed to the proposed budget and millage rate increase)
- Mrs. Peggy Munroe, 1514 Belleau Wood Dr. (opposed to the proposed budget and millage rate increase)
- Ms. Linda Cherry, 1362 Rachel Lane (opposed to the proposed budget and millage rate increase)
- Mr. Ted Thomas, 1469 Viex Carre Dr. representing N.E.B.A. (opposed to the proposed budget and millage rate increase)
- Ms. Kim Williams, 2069 Cantigny Way representing Tallahassee/Leon County EDC (opposed to the proposed budget and millage rate increase)
- Mr. Stephen Stewart, 2904 Tyron Circle (opposed to the proposed budget and millage rate increase)
- Mr. Leo Stewart, Jr., 1111 Harlem Street (opposed to the proposed budget and millage rate increase)
- Mr. Ben Bennett, 2431 Ryan Place (opposed to the proposed budget and millage rate increase)
- Ms. Elizabeth Rosario 5433 Calder Dr. (opposed to the proposed budget and millage rate increase)
- Mr. Curtis Baynes, 1323 E. Tennessee Street (opposed to the proposed budget and millage rate increase)
- Ms. Debbie Kirkland, 1519 Killearn Center Blvd. (opposed to the proposed budget and millage rate increase)

- Mr. Peter Marocco, 121 N. Monroe #9001 (opposed to the proposed budget and millage rate increase)
- Mr. Brad Trotman, 8220 Hunters Ridge Trail (opposed to the proposed budget and millage rate increase)
- Mr. Roger S. Crawford, P.O. Box 13573 (opposed to the proposed budget and millage rate increase)
- Mr. Rob Allen, 6043 Quail Ridge Dr. (opposed to the proposed budget and millage rate increase)
- Ms. Clara Runyan, 1817 S. Magnolia Dr. (opposed to the proposed budget and millage rate increase) (Did not speak)
- Mr. Ira Chester, 3305 Clairborne Ct. (opposed to the proposed budget and millage rate increase)
- Mr. Arthur Kirby, 133 Dawn Lauren Lane (opposed to the proposed budget and millage rate increase)
- Mr. Don Wesolowski, 2201 High Road (opposed to the proposed budget and millage rate increase)
- Ms. Sue Wiley, 1920 Chow Keebin Nene (opposed to the proposed budget and millage rate increase)
- Mr. Sean Flood, 636 McDonnell Drive representing The Gotcha Group (opposed to the proposed budget and millage rate increase)
- Mr. Clyde Diao, 1307 Walden Road representing the Asian Coalition of Tallahassee (opposed to the closing of Palmer Monroe Community Center)
- Mr. Arneil Reyes, 3730 SW Snowtail Trace representing the Big Bend Pilipino-American Association (opposed to the closing of Palmer Monroe Community Center)
- Ms. Joan Raley, 2425 Bass Bay (opposed to the proposed budget and millage rate increase)
- Mr. T. Soma Sunoaram, 3231 Addison Lane representing the Asian Coalition (opposed to the closing of Palmer Monroe Community Center)
- Ms. Joyce Duaby Feezel, 3706 Randall Street (opposed to the closing of Palmer Monroe Community Center)
- Mr. Vu Thai, 2566 W. Tennessee Street representing the Asian American Student Union (opposed to the closing of Palmer Monroe Community Center)
- Mr. Larry Hendricks, 1406 Alpha Ave. (opposed to the proposed budget and millage rate increase)
- Mr. Nathan Crock, 517 AA Pope St. representing Divide Inc. (opposed to the closing of Palmer Monroe Community Center)
- Mr. Anthony Murgio, 215 W. College Avenue (opposed to the proposed budget and millage rate increase and opposed to the closing of Palmer Monroe Community Center)
- Mr. Carlos E. Ramirez, 4417 Westover Drive (opposed to the proposed budget and millage rate increase)
- Ms. Christic Henry, 3121 Pontiac Drive (opposed to the proposed budget and millage rate increase)

3. Allowed public input on the city's proposed budget.

4. Allowed public input on the Downtown Improvement Authority proposed millage which 1.00 mill.

5. Allowed public input on the Downtown Improvement Authority's proposed budget.

The Commission directed staff to schedule another budget workshop prior to the final public hearing.

Attorney English reviewed the rest of the necessary steps in the public hearing process.

6. Voted 5-0 to approve adjustments to the City's proposed budget as recommended in this item.

7. Voted 5-0 to approve the City's tentative millage rate of 3.7000 mills, Resolution No. 09-R-33 and publicly announce "the proposed aggregate millage rate is more than the aggregate rolled back rate by 5.14%. This increase will be used to fund general government services throughout the organization."

8. Voted 5-0 to approve the City's tentative budget, as amended.

9. Voted 5-0 to approve the Downtown Improvement Authority's tentative millage rate of 1.000 mill, Resolution Number 09-R-33.

10. Voted 5-0 to approve the Downtown Improvement Authority's Tentative Budget.

11. Introduced Appropriations Ordinance No. 09-O-45, making appropriations for the expenditures and obligations of the City. Public hearing set for September 23, 2009.

Voted 5-0 to Adopt Resolution No. 09-R-18 of the City of Tallahassee increasing building inspection fees by 30% effective October 1, 2009.

**Unagendaed Speaker** - Mr. Arthur Kirby (opposed to tax increase, also offered an alternative budget proposal)

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### **City Commissioner Sharing of Ideas**

Staff to coordinate commissioners' schedules to accommodate budget workshop tentatively scheduled for September 16, 2009.

Meeting adjourned at 9:00 p.m.

CTC:RM:nc:09-10-09

### **City Commission Meeting Summary - September 16, 2009**

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

Discussed updated final budget adjustments and received input from the City Commission on potential changes to the proposed FY 2010 Budget.

Received information on additional cuts totaling \$424,000 being recommended in the General Fund budget. Recommended cuts in Star Metro routes, reduction in executive travel, and reduction in the City's internal training programs.

Recommended reprogramming the 2004 bond series funding, which includes the neighborhood infrastructure funding.



Received information from the City Manager regarding a PBA proposal regarding third year contract salary increases. The submitted proposal was voted on by the membership of the PBA. Under the proposal, the PBA will receive a 4.5% step increase on October 1, 2009, but will delay implementation of the 2% across the board increase, which will result in a savings to the City.

Discussed updated potential cost in savings as directed by staff/commission.

Discussed savings from the Voluntary Separation and the Drop program. Savings from the VSI & Drop program resulted from eight additional positions being eliminated, with critical review of other positions to determine which are essential to be refilled, hiring of new employees at reduced rates (no more than 25% above the minimum), and delayed filling of positions by an average of three months.

Discussed the use of existing 2004 bond proceeds from the Neighborhood Infrastructure Program to offset projects that were scheduled for new debt.

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### **2004 Bond Series Summary**

- Neighborhood Infrastructure Undesignated Balance - 15,150,000
- Cascade Park Remediation Balance - 4,000,000
- FY10 General Fund Dedicated for Joint Dispatch - 1,000,000
- Total Available - 20,150,000

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### **Proposed Uses for 2004 bond Series Balance**

- Weems Road - 2,500,000
- Major Intersection Improvement/Fleischmann Road - 1,675,000
- Bradford Road (Meridian to Thomasville) - 4,000,000
- Joint Dispatch (prior year debt thru FY10) - 6,675,000
- FAMU Way - 5,000,000
- Total - 19,850,000
- Balance Used to Reduce GF Contribution - 300,000

The Commission directed staff to delay the Weems Road and the Bradford Road projects for further discussion and possibly scaling the projects back before committing to borrowing money to complete the projects.

Discussed the Fire Debt service fund, the construction of the fire administration building and the direction of joint dispatch.

Discussed alternatives for reduction of the General Fund Transfer to Star Metro.

Potential route changes are as follows:

- Delete midday service on 80X-no service 9:30-2:30 provided to Southwood
- Delete 7:00 pm Trip 6-removes last trip of the day from Tallahassee Mall
- Delete 7:00 pm Trip 24-removes last trip of the day from High Road/Ocala Rd/Bradford Manor area
- Reduce Headway on Routes 13 and 14 to 40 minutes during the midday (9:30 to 2:30)
- Delete All City Holiday Service Except Friday after Thanksgiving
- Delete Sunday Service Routes 13-14, 28-33 - no service will be provided on Sunday

Directed Staff to bring back more information on the deletion of all City Holiday Services.

Discussed alternatives for passing on the increased cost of health care insurance to employees. Two options were presented. Both options resulted in additional cost to the City. Option one at \$30,120 and option two at \$50,143. The proposed budget includes payment by the City for the full cost of the increase in premiums. The total cost to the City is \$325,428.

Option one proposes that employees pick up the increase in health care cost and keep one furlough day for employees with salaries greater than \$50,000.

Option two proposes that employees pick up 5% increase in health care cost while the City pick up 1% and keep one day furlough for employees with salaries greater than \$50,000.

Commissioners Gillum, Mustian, Marks and Ziffer were in favor of Option 1. Commissioner Lightsey was in favor of option 2.

Received expenditure detail for donations as requested at the September 10, 2009 public hearing. Reductions totaling \$211,087 (9.2%) are currently included in the proposed budget.

Suggested the need to clarify the difference between unclassified contractual services and unclassified professional services for which staff will bring back information in regards to this discussion.

Discussed the letter received from the PBA that also discussed the number of positions that were restored by the COPS grant reallocation. Discussed the possibility of trying to keep as many positions as possible.

Discussed the issue of take home police vehicles and the value of having police vehicles through out the community. Also discussed the cost for officers to drive their own vehicles to work.

Discussed concern with human services. Commissioner Gillum expressed the desire to revisit a commission policy that states that a certain percent of the City's budget would go toward human services.

Expressed concern with the closure of the Palmer Munroe Community Center and potential uses for the facility. Commissioner Gillum agreed to bring back more detailed information for further discussion in regards to the Palmer Monroe Community Center.

CTC:BW:nc:09-16-2009

#### City Commission Meeting Summary - September 23, 2009

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

Mayor Marks indicated that City Attorney James English was unable to attend the meeting due to illness and that City Attorney Lewis Shelley would be filling in for him.

**Item 1** - Mayor Marks recognized Ms. Laura Rich and other family members of the Jean Rich Murray Living Trust Agreement for their \$10,000 donation to the Tallahassee Animal Service Center. The Jean Rich Living Trust Donation was accepted by the City Commission on July 1, 2009.

**Item 1.1** - Mayor Marks presented a proclamation proclaiming September 28, 2009 as World Rabies Day.

**Items 2-6** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2-6, taking the following action:

Item 2 - Appointed Jeanne Kimball to serve on the Tallahassee Housing Authority, whose term shall expire April 2013. Also reappointed Chuvala Snell-Brown and Emory Mayfield to serve on the Tallahassee Housing Authority, their terms shall expire April 2013.

**Item 3** - Approved the 2010 City Commission meeting schedule as proposed.

**Item 4** - Approved the appropriation of \$35,499.49 from the following funds to the existing Animal Control (AC) Donations and Forfeitures work order (100-0800642) for the purpose of supporting animal shelter operational needs: \$16,459.49 from the Animal Shelter Donations account (115-366005); \$12,000 from the Animal Shelter Donations Reserve account (272237) and \$7,040 from the Forfeited (spay/neuter) Deposits account (001-202046).

**Item 5** - Approved acceptance of a \$1,800 donation from Cash America Pawn and Equipment awarded by the Florida Department of Transportation (FDOT). Approved closing the D.A.R.E. donation account, establishing a new Crime Prevention and Public Safety Education Donation Account and authorized transfer of all remaining D.A.R.E. funds to the account. Approved a FY09 appropriation of \$10,000 from the new Crime Prevention and Public Safety Education Account.

**Item 6** - Approved the execution of grant documents that will provide StarMetro with Operating Assistance in the amount of \$959,643 for FY 2010. The required 50% local match is met through the City of Tallahassee's General Fund Transfer to StarMetro's operating budget.

**Item 7** - Discussed staff recommendation not to introduce Ordinance No. 09-Z-49 which would amend the Chabad House PUD Ordinance to waive payment of sidewalk fee-in-lieu. Voted 4 - 1 (Commissioner Lightsey opposed) to Introduce Ordinance No. 09-Z-49 and to set the public hearing for October 28, 2009. (brought forward by Lewis Shelley, City Attorney)

**Item 8** - Received staff overview of the Community Human Services Partnership (CHSP) funding Distribution process, voted 5-0 to adopt the human service funding recommendation made by the Citizens Review Team and the Community Improvement Advisory Council; and authorized staff to negotiate and execute contracts. The following citizens involved with the CHSP appeared before the commission: Allen Franklin, Peter R. Brown Construction, Phyllis Bush, City of Tallahassee and Joe Schreiber Jr. of, McConnaughay, Duffy, Coonrod, Pope and Weaver, P.A.

**Item 9** - Discussed the Old McCrory's Site Commemorative Sidewalk to be located in the public right-of-way near the Seminole Tribe of Florida property (S.T.O.F.) and received a presentation by staff on plans to commensurate the 1960's Civil Rights Movement. Directed staff to develop the commemorative sidewalk design and to provide a final cost estimate and a potential construction schedule. Also directed staff to look for other levels of funding and to share the expense with the CRA. (presented by Dan Donovan)

**Item 10** - Voted 5-0 to adopt the Resolution No. 09-R-34 Unnecessary Idling Resolution and authorized the proposed Community Unnecessary Idling Campaign. (brought forward by Cynthia Barber)

**Item 11** - Voted 5-0 to adopt the concurrency agreement with the Mahan Village/New Horizon Development that provides a 75% reduction in transportation concurrency mitigation dollars.

Representatives for the Mahan Village/New Horizon Development have submitted an application for concurrency relief under the Temporary Economic Emergency Concurrency Relief Program related to the linear infrastructure application for the Weems Road extension (brought forward by Bob Herman, Growth Management)

**Item 12** - Voted 5-0 to approve the Ox Bottom Meadows Concurrency Agreement which allows the developers of the Ox Bottom Meadows, William J. Boynton, III and Hancock Bank to utilize the July 1, 2006 Concurrency Manual (instead of the 2008 Concurrency Manual) for any changes that may be requested for a period of two years from the date of approval of the proposed Concurrency Agreement. (brought forward by Bob Herman, Growth Management)

**Item 13** - Voted 4-1 (Commissioner Gillum opposed) to approve the request of the developer of Ox Bottom Crest (a.k.a. Ox Bottom Hills), Ben Boynton, request for the City Commission to rescind the prior Concurrency Agreement, since the development is being modified from an age restricted community to a 183 single-family residential unit development. As a result of the proposed change, the developer is requesting a new Concurrency Agreement that will defer payment until just prior to formal approval of the final plat for a time period not to exceed 3 years. The proposed Concurrency Agreement also includes a request to calculate the required mitigation payment based upon the Concurrency Manual that was in effect at the time of the original development approval (2006 Concurrency Manual) rather than the 2008 Concurrency Manual. Commission directed staff to bring back additional information in regards to this issue. (brought forward by Bob Herman, Growth Management)

**Item 14** - Voted 5-0 to approve the Public Sector Linear Infrastructure Variance Application that allows the first phase of the Weems Road extension to be constructed. (brought forward by Karen Jumonville, Growth Management)

**Item 15** - Held the second and final public hearing to adopt the final FY 2010 Millage rate and Budget for the City of Tallahassee and the Downtown Improvement Authority.

Received a staff overview of the proposed 2010 Budget and the proposed Millage Rate, the final statutorily required public hearing on the proposed FY 2010 Budget.

1. Attorney Shelley read into record "the proposed millage rate for fiscal year 2010 is 3.7000 for the City of Tallahassee and 1.000 for the Downtown Improvement Authority, which is 5.14% more than the aggregate rolled back rate of 3.5365 mills. This increase will be used to fund general government services, such as public safety, throughout the city."

2. Allowed public input on the City's Proposed Millage Rate.

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

- Nancy Daniels, 1555 Clifford Hill Road, representing the Public Defender's Office, Leon County Youth Development (Supports developing the Palmer Munroe Community Center as a Teen Center)
- Jay Smith, 1544 Isabelle Court, representing Ajax Building Corp. (proponent of the proposed budget and millage rate)
- Todd Sperry, 11914 Steeds Run (opposed to the proposed budget and millage rate)
- John Fleming, 2588 Centerville Court (opposed to the proposed millage rate)
- Wayne Poppell, Resident of Gadsden County working in Leon County, representing Capital City Bank (opposed to the proposed budget and the elimination of police officers)
- Kristen Eurich, 1647 Eagles Landing Blvd #7, representing the Tallahassee Civic Chorale (opposed to cutting of arts and cultural funding)

- Lum Wiggins, 1823 Devica Drive, representing Scenic Heights (opposed to the proposed budget)
- Raul Soria, 1517 Levy Avenue #114, representing Alpine Apartments (opposed to the proposed millage rate)
- Steven Slade, 300 E. Brevard Street, representing the Big Bend Police Benevolent Association (opposed to the elimination of police officer positions)
- Peggy Brady, 2230 Brandemere Road, representing COCA and the Cultural Community (opposed to the cutting of arts and cultural funding)
- Anne Hodges, 158 Meadow Ridge (opposed to the cutting of arts and cultural funding)
- Mike Stehlik, 3125 Briar Wood Drive, representing the Tallahassee Museum (opposed to the cutting of arts and cultural funding)
- Todd Byars, 2318 San Mateo Court (opposed to the proposed budget and millage rate increase)
- Michael Harris, 3012 Hawks Landing (opposed the cutting of arts and cultural funding)
- David Watson, 7235 Heartland Circle, representing the Tallahassee Symphony (opposed to the cutting of arts and cultural funding)
- Jenny Wells, 6480 Joe Cotton Trail, representing Downtown Merchants and Business Association (opposed to parking fee increase)
- Lois Griffin, 2559 Shiloh Way (opposed to the cutting of arts and cultural funding)
- Jeff Andrews, 602 Talaflo Street (opposed the proposed budget and millage rate increase)
- Dorothy Inman-Johnson, 2121 Trescott, Drive representing United Partners for Human Service and CACAA (supports the proposed budget and millage rate increase)
- Terry Galloway, 1402 S. Meridian Street, representing the Mickey Faust Club and the Arts Community (opposed to the cutting of arts and cultural funding)
- Ted Thomas, 1469 Vieux Carre Drive, representing the Northeast Business Association (opposed to the proposed budget and millage rate increase)
- Susan Pourciau, 219 Mulberry Circle, Crawfordville, representing the Big Bend Homeless Coalition (supports the proposed budget and millage rate increase)
- Steven Fox, 915 Brookwood Drive (opposed to the cutting of arts and cultural funding)
- Kimberly Gallban, 3248 Storrington Dr., representing the United Partners for Human Services (supports the proposed budget and millage rate increase)
- Jim Maddox, 3119 Fieldstone Lane (opposed to cutting funding for parks and recreation)
- Jonathan S. M. Waters, 1572 China Grove, representing the Tallahassee Ballet (opposed to the cutting of arts and cultural funding)
- Penny Herman, 1596 Marion Avenue (opposed the proposed budget and millage rate increase)
- Warren Jones, 2539 Tallavanna Trail, Havana, representing Tallahassee Memorial Health Care (proponent of the proposed Budget relative to the Trauma Center)
- Freda Lyon, 3208 Castle Court, representing Tallahassee Memorial Health Care (proponent of the proposed Budget relative to the Trauma Center)
- Janet Pichard, 218 East Third Street, representing The Tallahassee Ballet (opposed to cutting arts and cultural funding)
- Erwin Jackson, 1341 Jackson Bluff (opposed to the proposed budget and millage rate increase)
- Don Wise, 3108 Ansley Park Dr., representing Camdix Development (opposed to the millage rate increase)
- Steven Hogge, 410 East 9th Avenue, representing the Council of Neighborhood Association (opposed to the proposed budget and millage rate increase)
- Matt Brown, 4032 McLaughlin Dr., representing the Tallahassee Chamber of Commerce (opposed to the proposed budget and millage rate increase)
- Brian S. Webb, 2487 Elfinwing Lane (opposed to the proposed budget and millage rate increase)
- Ray Monroe, 1514 Belleau Wood Drive (opposed to millage rate increase)

- Peggy Monroe, 1514 Belleau Wood Drive (opposed to the proposed budget and millage rate increase)
- Curtis Baynes, 1323 E Tennessee (opposed to the proposed budget and millage rate increase)
- Catherine Baels, 1421 Woodgate Way (opposed to millage rate increase)
- Evan Power, 2740 W. Tharpe Street #307 (opposed to the proposed budget and millage rate increase)
- Edwina Stephens, 608 Famcee Avenue (opposed to the proposed budget and millage rate increase, and opposed to the closing of Palmer Munroe Community Center)
- Joe Schreiber, 566 Beverly Court (supports the proposed budget and millage rate increase)
- Daniel Blair, 3424 Old St. Augustine Road #17 (opposed to the proposed budget and millage rate increase)
- Don Wesolowski, 2201 High Road (opposed to the proposed budget and millage rate increase)
- Michael Rosenthal, 4045 Kilmartin Dr. (opposed to the proposed budget and millage rate increase)
- Carlos Ramirez, 4417 Westover Drive (opposed to the proposed millage rate increase)
- Tripp Forrest, 736-A Pointe Court (opposed to the proposed budget and millage rate increase)
- Altha F. Manning, 2607 S. Hannon Hill Drive (concerned with youth issues and opposed to the closing of Palmer Munroe Community Center)
- Ann Yarko, 1845 Belle Vue Way Apt. 229 (opposed to the proposed budget and millage rate increase)
- Larry Hendricks, 406 Alpha Avenue (did not speak) (opposed to the millage rate increase)
- Lucretia Thomas, 307 Bradford Road (opposed to the proposed budget and millage rate increase)
- Ashlee Lewis, 3291 Mission Road, representing Black on Black Rhyme (opposed to cutting of arts and cultural funding)
- Steve Stewart, 2904 Tyron Circle (opposed to the proposed budget and millage rate increase)
- Will Peters, 3424 Gallant Fox Trail (opposed to the proposed budget and millage rate increase)
- Charlie Peters, 3131 N. Shannon Lakes Drive (opposed to the proposed millage rate increase)
- Keith Rodgers, 1271 E. Orange Avenue, representing Black on Black Rhyme (did not speak) (opposed to the cutting of arts and cultural funding)
- Don Alexander, 3252 Hester Drive (opposed to the millage rate increase)
- Lillian Walker, 2006 Pecan Court representing, COCA (opposed to the cutting of arts and cultural funding)
- Darryl Jones, 1994 Darryl Drive (did not speak)
- Larry Hendricks, 2106 Alpha Avenue (concerned with the closing of the Palmer Munroe Community Center and opposed the proposed budget and millage rate increase)

3. Allowed public input on the City's proposed budget

4. Allowed public input on the Downtown Improvement Authority's proposed millage

5. Allowed public input on the Downtown Improvement Authority's proposed budget.

6. Discussed the adjustments to the City's proposed budget as recommended and received additional staff input and input from commissioners.

Voted 4 - 1 (Commissioner Lightsey opposed) to amend the proposed budget as indicated in the agenda item and also to reduce the transfer to GGCPA resulting in a reduction to the General Fund budget of \$700,000.

7. Recalculated the proposed millage rate based on the \$700,000 reduction to the General Fund and announced that the adjusted proposed millage rate of 3.6292, which exceeds the aggregate rollback rate by 3.14 percent.

Voted 3 - 2 (Commissioners Lightsey and Mustian opposed) to approve the adjusted proposed millage rate of 3.6292. The vote failed due to the statutory requirement of a super majority for the motion to pass.

Voted 4 - 1 (Commissioner Ziffer opposed) to amend the proposed budget to add \$700,000 to the transfer to GGCPA. Read into the record that the recalculated rate 3.7000 mills exceeds the rollback rate by 5.14%.

Voted 4 - 1 (Commissioner Ziffer opposed) to approve the City's final FY 2010 millage rate of 3.7000 mills, Resolution No. 09-R-33AA as amended.

8. Voted 4 - 1 (Commissioner Ziffer opposed) to approve the City's Final FY 2010 Budget as amended.

9. Voted 5 - 0 to approve the Downtown Improvement Authority's Final FY 2010 millage rate of 1.0000 mill, as indicated in resolution number 09-R-33AA.

10. Voted 5 - 0 to approve the Downtown Improvement Authority's Final FY 2010 Budget.

11. Voted 5 - 0 to adopt appropriations Ordinance No. 09-O-45 as amended.

Voted 5 - 0 to approve the health care insurance premium rates for the FY 2010 plan year as provided.

**Item 16** - Held a public hearing on Ordinance No. 09-O-24 Amending the Local Charity Contribution Preference in Purchasing and Contracting, voted 5 - 0 to adopt Ordinance No. 09-O-24.

**Item 17** - Held the first and only public hearing of Ordinance No. 09-Z-33 amending the official zoning map to change the zone classification from the M-1 (Light Industrial) and PUD (Planned Unit Development) Zoning districts to the CP (Commercial Parkway) Zoning District. Voted 5 - 0 to adopt Ordinance No. 09-Z-33.

**Item 18** - Held the first and only public hearing of Ordinance No. 09-O-38 adopting a Comprehensive Plan Amendment for the 2009 Annual Capital Improvements Element Update (Amendment No. 2009-CIE).

Larry Hendricks, 406 Alpha Avenue, appeared before the Commission relative to this item.

Voted 5 - 0 to adopt Ordinance No. 09-O-38 adopting a Comprehensive Plan Amendment for the 2009 Annual Capital Improvements Element Update (Amendment No. 2009-CIE).

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**Unagendaed Speaker**

Joe Schreiber, 566 Beverly Court appeared before the commission relative to Taxi/Towing rates. Commended the Public Works Department a on job well done in regards to road improvements. Also discussed the McCrory's panel sidewalk design.

### City Commission Meeting Summary - October 7, 2009

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

Mayor Marks noted that City Manager Thompson was absent and that Assistant City Manager Rick Fernandez would be filling in for her. Commissioner Gillum was also absent.

**Item 1** - Mayor Marks presented a proclamation recognizing October 4-10 as Public Natural Gas Week. There to accept the proclamation was Mike Tadros, General Manager of the City of Tallahassee Underground Utilities along with other staff members.

**Item 2** - Mayor Marks presented a proclamation to Reese Goad, General Manager of City Utilities Business Customer Service Department, recognizing October 5-9 as Customer Service Week.

**Item 3** - Mayor Marks Presented a Proclamation to Kevin Wailes, General Manager of City Electric Utilities Department, recognizing October 4-10 as Public Power Week.

**Item 4** - Mark Sittig of The Florida League of Cities presented a Resolution to Commissioner Lightsey for her 20 years of service.

**Item 5** - Mayor Marks presented a proclamation to Peggy Brady declaring October as National Arts and Humanities Month.

**Item 6** - Mayor Marks joined by Colonel Phillip Speake, Chairman of the Florida Committee for Employer Support of the Guard and Reserve Committee, and agency of the Department of Defense, Lt. Mike Tahoon, and Investigator Mike Von Stein, recognized the City of Tallahassee for their "Employer Support of the Guard and Reserve." Recognized the following City employees:

- Joe Alexander, Tallahassee Police - Status: Active (Army National Guard)
- Scott Ault, Tallahassee Police - Status: Active (Army Aviation Regiment)
- Kevin Washington, Tallahassee Fire Department - Status: Active (Air Force)
- Mark DeCarlo, Tallahassee Fire Department - Status: Active (Georgia Army National Guard)
- Matthew Mark Shank, Tallahassee Parks and Recreation - Status: Currently in training Deploying January 2010 (Florida Army National Guard)
- Nicholas Frisco, Public Works/Streets and Drainage - Status: Active (Florida Army National Guard)
- Russell Snider, Tallahassee Police Department - Status: Active (Army)
- Rob Ponder - Utility Business Customer Services - Status: Extended Active Orders (Army)

**Item 7** - Mayor Marks recognized the Equity and Workforce Development Department as the recipient of the International Association for Continuing Education and Training's (IACET) 2009 Exemplar Award. - Received by Sharon Ofuani, Director of Equity and Workforce Development, and Angela Hendrieth, Training Coordinator.

Commissioner Ziffer acknowledged the presence of members of the Youth Leadership Tallahassee group. He indicated that these students represented



area public and private high schools, and thanked them for attending the meeting.

**Items 8 - 9A** - Voted 4-0A (Commissioner Gillum absent) to approve the staff's recommendations presented in Consent Agenda Items 8-9, taking the following action:

Item 8 - Approved the award of a construction contract to Semper Fi Services, LLC, in the amount of \$343,973.74, as the lowest, responsive, responsible bidder for the Joe Louis Street and the Ingleside Avenue Sidewalk Projects (RFP 0164-09-ER-RC). Also approved the award of an additional construction contract to Semper Fi Services, LLC, in the amount of \$85,235.00, as the lowest, responsive, responsible bidder for the Lucy Street Sidewalk Project (RFP 0165-09-ER-RC). (Gabe Menendez, Public Works)

Item 9 - Approved the Minutes of the August 31, 2009 Special Commission Meeting. (Gary Herndon, Treasurer-Clerk)

**Item 10** - Introduced Ordinance No. 09-O-39, Amending the Land Development Code to Provide for Two Alternate Members of the Tallahassee-Leon County Board of Adjustment and Appeals and Attendance Requirements, and set the public hearing for Wednesday, October 28, 2009, at 6:00 PM. (Jim English, City Attorney)

**Item 11** - Introduced Ordinance No. 09-Z-41, proposed addition of the property to the Local Register of Historic Places, amend the Official Zoning Map to change the zoning classification from the SCD (Special Character District) zoning district to the SCD (Special Character District) zoning district with HPO (Historic Preservation Overlay), and set the first and only public hearing date for October 28, 2009. (Wayne Tedder, Planning)

**Item 12** - Introduced Ordinance No. 09-Z-44, proposed amendment to the Official Zoning Map to change the zoning classification from the PUD (Planned Unit Development) zoning district to the CU-45 (Central Urban-45) and CU-26 (Central Urban-26) zoning districts and set the public hearing date for October 28, 2009. (Wayne Tedder, Planning)

**Item 13** - Introduced Ordinance No. 09-O-48, Revisions to Flood Damage Protection Regulations and set the first and only public hearing for the regular City Commission meeting on October 28, 2009. (Bob Herman, Growth Management)

**Item 13.1** - Introduced Ordinance No. 09-O-52, Proposed Amendment to the General Employees' Pension Plan, and set the public hearing for the regular City Commission meeting on October 28, 2009. (Gary Herndon, Treasurer-Clerk)

**Item 14** - Voted 4-0 (Commissioner Gillum absent) to approve the acceptance of the Energy Efficiency and Conservation Block Grant (EECBG) Funding under the American Recovery and Reinvestment Act of 2009, DOE Award No. DE-SC0002568 for \$1,768,600 for energy efficiency and conservation activities and authorized staff to administer the funding. (brought forward by Assistant City Manager Fernandez)

**Item 15** - Discussed the Timberlane Road Area Bicycle and Pedestrian Connection Study, which presented a conceptual plan for establishing a trail connecting residential neighborhoods south of Interstate 10 and north of Timberlane Road and Klapp-Phipps-Overstreet Greenway, including Maclay Gardens State Park. (Wayne Tedder, Planning)

The Commission deferred taking action on this item and directed staff to bring back more information and to prepare a presentation for the commission. Also recommended that the project be referred to the Long Range Planning Target Issue Committee for more feedback.

**Item 16** - Discussed the Florida Department of Transportation (FDOT) Service Development Joint Participation Agreement for the Fallschase Extension. Voted 4 - 0 (Commissioner Gillum absent) to adopt the Authorizing Resolution (No. 09-R-37) and authorized the City Manager to execute the JPA with FDOT in the amount of \$240,000. Local matching funds in the amount of \$240,000 will be provided from StarMetro's operating funds and funds (\$40,000) from Leon County, contingent upon County Commission Approval on October 13, 2009. (Ron Garrison, Starmetro)

#### City Commission Meeting Summary - October 28, 2009

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

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

Item 1 - Appointed Bradford Wayne Roberts to Tallahassee-Leon County Architectural Review Board to replace J. Terry Peterson - TLH Trust for Historic Preservation representative. (Recommended by Mayor Marks)

Item 2 - Approved the acceptance of the Florida Animal Friend (FAF) Spay/Neuter grant in the amount of \$15,000 and appropriated the funds through an Accounts Receivable Work Order. (Recommended by Dee Crumpler, Parks, Recreation and Neighborhood Affairs)

Item 3 - Approved the proposed amended bylaws for the Tallahassee-Leon County Local Mitigation Strategy Steering Committee. (Recommended by Wayne Tedder, Planning)

**Item 4** - Voted 5-0 to approve a supplemental appropriation of \$5 million to Project Number 0900483 (CCNE 36-inch Force Main Rehabilitation) from Sewer Fund - Series 2007 CUS Bond Proceeds to complete the replacement of the 36-inch force main under Capital Circle Northeast damaged by Tropical Storm Fay (Recommended by Mike Tadros, Underground Utilities)

Mayor Marks added that he had spoken with FEMA representatives and believes that the City will be reimbursed by FEMA.

**Item 5** - Discussed the Proposed Revisions to the Concurrency Management System Policy and Procedures Manual (Concurrency Manual) and voted 5-0 to approve recommended changes to the manual (Recommended by Bob Herman, Growth Management)

**Item 6** - Received an update on Think About Personal Pollution (TAPP) Program. Cynthia Barber, Environmental Policy & Energy Resources, and Nancy Miller reported the long-term environmental education component of the program, and the success of the spring 2009 TAPP media campaign

**Item 7** - Voted 5-0 to adopt Resolution No. 09-R-39 to establish boundaries for the Tallahassee Recovery Zone; the American Recovery and Reinvestment Act of 2009 created a number of new programs to provide bond financing for local governments to stimulate development and reinvestment. The City is eligible to apply for \$4,142,000 in Economic Development Bonds for public improvement projects (Recommended by Thomas H. Lewis, Economic and Community Development)

**Item 8** - Voted 5-0 to approve modification of the City Policies for Domestic Partner Benefits and Expansion of Protected Classes (Brought forward by Travis Parsons, Human Resources)

Staff recommended the following options:

- Include sexual orientation and gender identity as a protected class for the purposes of the City's Anti-Discrimination and Anti-Harassment Policies and Procedures.
- Approve the extension of City offered benefits to domestic partners with Blue Cross/Blue Shield being the sole provider for health care.
- Amend the cities personnel policies related to leave policies to include domestic partners and the children of domestic partners.

**Item 8.1** - Voted 5-0 to adopt Resolution No. 09-R-38 for Eminent Domain Action for Phase I of the Frenchtown Stormwater Improvement Project (Brought forward by Attorney English)

**Item 9** - Held the second and final Public Hearing on Ordinance No. 09-O-11AA; Proposed Amendment to the Land Development Code to Amend the Appropriate Sections of Chapter 10 to Implement Comprehensive Plan Reform and voted 5-0 to adopt Ordinance No. 09-O-11AA (Recommended by Wayne Tedder)

There were no speakers relative to this item.

**Item 10** - Held the second and final Public Hearing on Ordinance No. 09-O-27AA; Proposed Amendment to Chapter 10 of the Tallahassee Land Development Code to add Government Operational-1 Office/Light Infrastructure District and Government Operational-2 Heavy Infrastructure District (Recommended by Wayne Tedder)

Commissioner Lightsey offered an amendment to Ordinance No. 09-O-27AA, suggesting that Government Operation-2 Heavy Infrastructure District site plans be put through a type D review and come before the City Commission. The Commission also initiated the rezoning of the Department of Agriculture property on Capital Circle from R-1 to GO-1. The commission voted 5-0 to adopt Ordinance No. 09-O-27AA as amended.

**Item 11** - Held the second and final Public Hearing on Ordinance No. 09-O-31AA; Land Use and Environmental Services Glitch and Minor Policy Clarification ordinance and voted 5-0 to adopt Ordinance No. 09-O-31AA. (Recommended by Bob Herman)

There were no speakers relative to this item.

**Item 12** - Held the first and only Public Hearing on Ordinance No. 09-O-39, Amending the Land Development Code to provide for two alternate members of the Tallahassee-Leon County Board of Adjustment and Appeals and attendance requirements, and voted 5-0 to adopt Ordinance No. 09-O-39 (Recommended by Legal)

There were no speakers relative to this item.

**Item 13** - Held the first and only Public Hearing on Ordinance No. 09-O-40, Amendment to Land Development Code Criteria for Site Plan Deviations and voted 5-0 to adopt Ordinance No. 09-O-40 (Recommended by Legal)

There were no speakers relative to this item.

**Item 14** - Held the first and only Public Hearing on Ordinance No. 09-Z-41; Proposed addition of property located at 418 East Virginia Street approximately 85 feet west of intersection of North Meridian and East Virginia Street to the Local Register of Historic Places and amendment of the official Zoning Map to Change the Zoning Classification from the SCD (Special Character) Zoning District to the SCD (Special Character District) Zoning District with Historic

Preservation Overlay (HPO) and voted 5-0 to adopt Ordinance No. 09-Z-41 (Recommended by Wayne Tedder, Planning)

There were no speakers relative to this item.

**Item 15** - Held the first and only Public Hearing on Ordinance No. 09-Z-44; Proposed Amendment to the Official Zoning Map to Change the Zoning Classification from the PUD (Planned Unit Development) Zoning District to the CU-26 (Central Urban-26) and CU-45 (Central Urban-45) Zoning Districts and voted 5-0 to adopt Ordinance No. 09-Z-44 (Recommended by Wayne Tedder, Planning)

Wade Pitt was available to answer questions, but did not speak.

**Item 16** - Held the first and only Public Hearing on Ordinance No. 09-O-48; Revisions to Flood Damage Protection Regulations (Chapter 6, Land Development Code) and voted 5-0 to adopt Ordinance No. 09-O-48 (Recommended By Bob Herman)

There were no speakers relative to this item.

**Item 17** - Held the first and only Public Hearing on Ordinance 09-Z-49 Amending the Chabad House PUD Ordinance to waive payment of sidewalk fee-in-Lieu (Brought forward by Attorney English)

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

- Sue Dick, 412 Plantation Road, representing Plantation heights Neighborhood Association (proponent of Ordinance No. 09-Z-49)
- Tonya Chavis, 2661 N. Meridian Road, representing Chabad House (proponent of Ordinance No. 09-Z-49) (did not speak)
- Rabbi Larry Reinhold, 2093 Greenwood Dr., representing Chabad House (proponent of Ordinance No. 09-Z-49)
- Steve Uhlfelden, 519 E. Park Avenue, representing Chabad House (proponent of Ordinance No. 09-Z-49)
- Juvi Winn, 1001 Ocala Road #230, representing Chabad House (proponent of Ordinance No. 09-Z-49)
- Rabbi Shalom Loeub 2601 N. Meridian Road, representing Chabad Lubavitch of the Panhandle (proponent of Ordinance No. 09-Z-49)
- Felicia Lilien U-Box 60231, representing Chabad of Tallahassee (proponent of Ordinance No. 09-Z-49)
- Meredith Mercer, 412 W. Jefferson Street Apt. 301, representing Chabad - Lubavitch of the Panhandle (proponent of Ordinance No. 09-Z-49)
- Rabbi Schnevr Olrechman, 2093 Greenwood Drive, representing Chabad House (proponent of Ordinance No 09-Z-49)

Voted 2-3 (Commissioners Marks, Mustian, and Lightsey opposed) to approve Ordinance 09-Z-49 Amending the Chabad House PUD Ordinance to waive payment of sidewalk fee-in-Lieu. This motion failed due to lack of support.

Voted 4-1 (Commissioner Gillum opposed) to allow the Chabad House to make phased payments over a 5-year period, but to waive fees associated with the Plantation Road portion of the sidewalk.

**Item 18** - Held a Public Hearing of Pension Ordinance No. 09-O-52, Proposed Amendment to the General Employees' Pension Plan and voted 5-0 to adopt Ordinance No. 09-O-52 (Recommended by Gary Herndon, Treasurer-Clerk & Anita Favors Thompson, City Manager)

There were no speakers relative to this item.

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### **Unagendaed Speakers**

Tom Jacobs, 4944 Crooked Road, representing Crooked Road Home Owners (opposed to the City of Tallahassee Jackson Bluff Dam Modification Project)

Kanani Johnson, 5004 Crooked Road (opposed to the City of Tallahassee Jackson Bluff Dam Modification Project)

The Commission directed staff to meet with property owners to discuss the scope of the project, and the potential impacts and to provide a report to the City Commission.

Erwin Jackson, P.O. Box 4008 (opposed to the FY2010 Budget/Benefit Package)

Bill Milford, 3025 Huntington Drive (proponent of agenda Item 8 Modification of City Policies for Domestic Partner Benefits and Expansion of Protected Classes)

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

Commissioner Mustian stated that he had met with a group from the Shelter along with city staff to discuss the long-standing issues with the Shelter in regards to funding. He stated that he would like to encourage the shelter to provide the necessary data so that the city can apply for and receive more federal funding for the Shelter. It was with consensus that the Commission agreed to pursue the necessary data needed to apply for federal funding for the shelter. A brief discussion continued in this regard.

Mayor Marks commented on the Smart Grid program and noted that it was working very well.

### **City Commission Meeting Summary - November 10, 2009**

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

Item 1 - Mayor Marks presented a proclamation to the Department of Children and Families recognizing November as National Adoption Month. Tom Abrahamowitz accepted the proclamation on half of the Department of Children and Families.

Item 2 - Mayor Marks, joined by Sandra Manning, Utilities Marketing, presented a check in the amount of \$32,850.00 to the Capital Area Community Action Agency on behalf of the Project Share Charity Golf Tournament. Dorothy Inman-Johnson accepted the check on behalf of the Capital Area Community Action Agency.

Item 3 - Voted 5-0 to approve staff's recommendations present in Consent Agenda Item 3, taking the following action:

Item 3 - Approved the 2010 Audit Work Plan as presented (Recommended by Sam McCall, City Auditor)

Item 4 - Voted 5-0 to elect Commissioner Mustian to serve as the Mayor Pro Tem to perform the duties of the Mayor in cases of absence or inability of the Mayor to perform such duties. The Mayor Pro Tem will serve until November 2010 (Brought forward by Gary Herndon, City Treasurer-Clerk)

Item 5 - Deleted from the agenda the approval of State and Federal Lobbying Services Contracts (Recommended by Carrie Blanchard, Office of the Mayor)

Item 5.1 - Voted 5-0 to allow staff to bring back an appropriate funding source that would expeditiously provide the money to the Homeless Shelter (Brought forward by Commissioner Ziffer)

Item 6 - Did not introduce Ordinance No. 09-Z-42, proposed amendment to the Thomasville Road/ I-10 Planned Unit Development (PUD) and directed staff to bring back information on Commission options related to the ordinance (Recommended by Wayne Tedder, Planning)

Item 7 - Introduced Ordinance No. 09-Z-47, proposed addition of property to the Local Register of Historic Places and amendment of the Official Zoning Map to change the zoning classification from the RP-2 (Residential Preservation-2) zoning district to the RP-2 (Residential Preservation-2) zoning district with HPO (Historic Preservation Overlay), and set the first and only public hearing date for November 24, 2009 (Recommended by Wayne Tedder, Planning)

Item 8 - Introduced Ordinance No. 09-O-50, proposed abandonment of an unpaved 60-foot right-of-way located approximately 145 feet north of Whittaker Road and set November 24, 2009, as the first and only public hearing for this item (Recommended by Wayne Tedder, Planning)

Item 9 - Voted 4-1 (Commissioner Mustian abstained from voting) to approve an extension to the Professional Services Agreement with Real Estate InSync, LLC for Welaunee Development Representative Services for an additional term of one year in an amount not to exceed \$84,000 plus costs, fees and expenses incurred to render the services to the City, and approve a supplemental appropriation of \$650,000 from available RR & I Fund Balance for project #06119 to support this extension and the other third party services required to support the ongoing development requirements (Recommended by Kevin Wailes, General Manger, Electric Utility)

Item 10 - Discussed the K2 Urbancorp's request for an extension to the Evening Rose Inclusionary Housing Unit Letter of Credit and voted 5-0 to approve a two (2) year extension to the Evening Rose Letter of Credit with outlined conditions (Recommended by Bob Herman, Growth Management)

Item 11 - Received a status report on Fast Tracked Public Works Department Projects in response to the City Commission's direction to develop a local economic emergency fast tracking program for public sector projects. Directed staff to verify the funding sources for the Weems Road project (Brought forward by Gabe Menendez)

Item 12 - Deleted from the agenda the request to extend the Community Development Block Grant (CDBG) Loan provided to the Frenchtown CDC to Acquire and Restore Ashmore's Antiques (Recommended by Tom Lewis, Economic and Community Development)

Item 13 - Received a status report on the Corn Hydro Dam Spillway Modification (Brought forward by Rob McGarrah, Electric)

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### **Target Issue Updates**

- Long Range Planning - Commissioner Mustian gave an update on the comprehensive plan reform, provided an update on community code and downtown boundary, gave an update on sign ordinance-bus bench and shelter advertising, also provided an update on Nova2010 decentralization plan.

- Economic Development - Mayor Marks gave an update on results of a survey conducted by Collegia on the retention of college graduates in Tallahassee. Also provided an update on priority topics for 2010 which are as follows:
  - Development at the airport
  - Gaines Street development
  - Convention center hotel
  - Recovery zone program
  - Smart grid development
- Environmental & Energy Resources - Commissioner Ziffer gave an update on goals and priorities, advanced wastewater treatment project update and the Smart Grid project.
- Financial Viability - Commissioner Gillum gave an update on work plan discussion, DSM goals and financial impacts, also general fund transfers and reserve levels, and social services funding policy.

Commissioner Gillum reported on the teen center (Palmer Munroe) and stated that he plans to bring back a comprehensive plan report and recommendations to the commission at the December 2, 2009 regular meeting.

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### Unagendaed Speakers

Erwin Jackson, 1341 Jackson Bluff, spoke relative to the Deferred Compensation received by the Commission and requested that the Commission refer this issue to the Attorney General for an independent review.

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### Sharing of Ideas

Commissioner Mustian requested that Commissioners come up with specific goals and methods to reach those goals that they would like to see within a one (1) year period and a four (4) year period to discuss at the upcoming retreat.

Commissioner Ziffer requested reconsideration of the Chabad House Sidwalk Ordinance No. 09-Z-49, wherein the commission voted 4-1 (Commissioner Gillum opposed) to allow Chabad House to make phased payments over a 5-year period, and waived the fees associated with the Plantation Road portion of the sidewalk at the October 28, 2009 regular commission meeting. The Commission voted 3-2 (Commissioners Lightsey and Mustian opposed) to reconsider this issue, and directed staff to bring back policy information on this issue.

## City Commission Meeting Summary - December 2, 2009

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

**Item 1** - Mayor Marks presented a proclamation to Tallahassee Police Chief Dennis Jones along with additional staff members recognizing the graduation of the first Tactical Apprehension and Control (TAC) class

**Item 2** - Mayor Marks presented a proclamation to the Ronald McDonald House Charities for their 20 years of service to the children and families throughout the region. KIKI Dunton accepted the proclamation on behalf of the Ronald McDonald House Charities

**Items 3,4 and 6** - Voted 5-0 to approve staff's recommendations presented in Consent Agenda Items 3,4 and 6, taking the following action:

Item 3 - Reappointed Alisha Kaplan Wetherell to the Environmental Code Enforcement Board; term shall expire November 2012

Item 4 - Approved the bid for vehicle rental concessions and authorized staff to execute the agreements for the Vehicle Rental Concessionaires at the Airport. Concessionaires are as follows:

- Avis Budget Car Rental, LLC, d/b/a Avis and Budget, Parsippany, NJ - \$555,000.00
- DTG Operations Inc. d/b/a Dollar and Thrifty), Tulsa, OK - \$292,283.00
- The Hertz Corporation, Park Ridge, NJ - \$288,400.00
- Vanguard Car Rental USA, Inc. d/b/a Alamo and National, Tulsa, OK - \$232,241.00
- Enterprise Leasing Company-South Central, LLC, Pensacola, FL, d/b/a, Enterprise Rent-A-Car - \$230,118.00

Item 6 - Approved the purchase of maintenance agreements associated with the operation of City information systems for FY10 in the amount of \$1,543,873 (Recommended by the Department of Management and Administration)

**Item 5** (Pulled from Consent) - Voted 5-0 to approve the retroactive extension (July 1, 2009-July 30, 2012) and revision of the City of Tallahassee/Leon County School Board Joint Use Agreement for Utilization of Recreational/School Facilities and authorized the City Manager to execute a contract amendment consistent with the terms outlined in this agenda item (Recommended by the Assistant City Manager)

**Item 7** - Voted 5-0 to approve the correction of the 2006-2009 contract dates and accepted the committee recommendations to contract with Ronald L. Book, P.A. (\$90,000 annually), William J. Peebles, P.A. (\$40,000 annually), and Richard L. Spees, Inc. (\$120,000 annually, with third year prorated) for State and Federal lobbying services beginning January 1, 2010 and terminating September 30, 2012 (Recommended by the Office of the Mayor)

**Item 7.1** - Received an update on the 23rd Annual Winter Festival, A Celebration of Lights, Music & the Arts to be held on December 18th and 19th, 2009 in Downtown Tallahassee. This item provided an update and schedule of activities to the City Commission, including events added on December 18th, 2009 (Recommended by Parks, Recreation, and Neighborhood Affairs)

**Item 7.2** - Vote 5-0 to approve providing in-kind City services up to \$10,000 as required for the Capital City Count Down New Year's Eve event at Kleman Plaza on December 31, 2009 (Recommended by Parks, Recreation, and Neighborhood Affairs)

**Item 8** - Attorney English provided an overview on the Development Agreement between the City of Tallahassee and Seminole Tribe of Florida (S.T.O.F.) Holdings, Ltd., related to demolition of downtown structures

Commissioner Lightsey expressed concern with the lack of monetary contributions being donated by the S.T.O.F. towards the project

The Commission deferred taking action on this agenda item until January 2010, and directed staff to request some monetary contribution from the S.T.O.F. towards the project

**Item 9** - Voted 5-0 to approve the appropriation of \$30,000 from the \$300,000 reserved in the Deficiencies Fund for Human Services for a grant to the Shelter to provide temporary shelter and capital improvements. In addition, staff recommended the stipulation that any



future funding is contingent upon the Shelter's continued participation in the HMIS client information system (Recommended by Economic and Community Development)

**Item 10** - (Deleted from the Agenda and rescheduled for 12/9/09) - Reconsideration of Ordinance No. 09-Z-49 Amending Chabad House PUD Ordinance to Waive Payment of the Sidewalk Fee-In-Lieu (Recommended by Public Works)

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### Target Issue Updates

Financial Viability - Commissioner Gillum provided an update on the following:

- Deficiency fund history and recommendations for restoration of reserve balance
- Defined benefits pension plan

Environmental and Energy Resources - Commissioner Ziffer provided an update on the Smart Grid Project.

Commissioner Lightsey commented on an opportunity through the Department of Community Affairs (Community Development Block Grant (CDBG) Disaster Recovery Grant) that has a submission deadline of January 4, 2010. She also requested that the Commission direct the City Manager and her staff to get involved with Leon County to ensure that City Projects are included as well to assist with some of the cost of repairs from the after math of Tropical Storm Faye.

Mayor Marks acknowledged the retirement of Florida State University's (FSU) head football coach Bobby Bowden. Mayor Marks also expressed a desire to present Coach Bowden with some form of recognition in the future.

Mayor Marks announced that the 800mhz digital radio system is in place, which allows connection for all of the City's Law Enforcement and first responders.

Mayor Marks also announced the passing of Mary Call Collins, the wife of former Governor Leroy Collins and expressed his condolences to the family. He also stated that he had received information that former Commissioner John Paul Beitey was ill and wished him a speedy recovery.

Commissioner Mustian commented on the cost of the upcoming retreat of the City Commission and expressed his desires to keep the cost down.

**Item 11** - Held the hearing on Ordinance No. 09-O-50, thereby abandoning 60 feet of unpaved right-of-way, located approximately 145 feet north of Whittaker Road (Recommended by the City Attorney) Voted 5-0 to adopt Ordinance No. 09-O-50

- There were no speakers relative to this item

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### Unagendaed Speakers

Richard Dusenbury, 439 W. Georgia Street, concerned with the Carolina Oaks Commons in the Tish Byrd Project

Erwin Jackson 1341 Jackson Bluff, spoke in against the City Commission Deferred Compensation Package

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

**Item .1** - Commissioner Mustian announced that the City of Tallahassee was in receipt of a Bronze Level Bicycle Friendly Community Award from the League of American Bicyclists. Commissioner Mustian also recognized Harry Reid, Lynn Barr, Jennifer Carver, Greg Wilson, City staff, cycling advocates, and other individuals who joined the effort

**Item 1-6** - Voted 5-0 to approve the staff's recommendations presented in Consent Agenda items 1-6, taking the following action:

Item 1 - Appointed Shawn Christopher Kalbli to the Environmental Code Enforcement Board. Term will expire November 2012 (Recommended by Mayor Marks)

Item 2 - Approved the Settlement Agreement (Finale Stipulated Judgment) with Rev. Larry and Dorothy Hunt in the total amount of \$200,000 for property acquired for the Orange Avenue Extension Project (Recommended by the City Attorney)

Item 3 - Approved Resolution No. 09-R-40 requesting an easement from the Florida Department of Environmental Protection for the purpose of operating and maintaining a sewer line to state offices at the new Capital Circle Office Complex site on Capital Circle Southeast at Southwood (Recommended by the Assistant City Manager)

Item 4 - Accepted the fiscal year 2009 budgetary closeout report as presented and authorized all year-end transfers as detailed in the report (Recommended by the Accounting Services Manager)

Item 5 - Approved the subdivision plat for the Wilson Carraway Gardens (Recommended by the Public Works Department)

Item 6 - Approved the FTA Section 5311 Non-Urbanized (Rural) Area grant application for federal assistance in the amount up to \$243,596 (final amount to be determined by the FDOT) for FY 2010; approved execution of the authorizing Resolution and all related documents and approved administration of said grant (Recommended by StarMetro)

**Item 7** (Pulled from Consent) - Voted 4-0 (Commissioner Mustian abstained) to approve the recommended Investment Banking Team - Award of RFP 0008-10-KR-BC. The Committee recommended that the Investment Banking Team for the next five years consist of the following firms:

- Goldman Sachs
- JP Morgan
- RBC Capital Markets
- Bank of America/Merrill Lynch
- Loop Capital (minority)
- Siebert, Brandford and Shank (minority)
- Ramirez and Company (minority)

**Item 8** - Received a final concept report on the Palmer Munroe Transformative Community Center, brought forward by Commissioner Gillum, which would be used as a teen center and accommodate other community functions

Commissioner Gillum stated that the Youth Center Development Team consisted of the following:

- City of Tallahassee
- Department of Juvenile Justice
- DISC Village
- Leon County
- Department of Children & Families
- Boys and Girls Club
- Public Defender's Office
- Tallahassee Equality Action Ministry
- Innovation School of Excellence
- NAACP
- Associate Marine Institute
- Walker Ford Teen Council
- Leon County Schools
- Capital City Youth Arts Program
- Other Area Youth
- Mrs. Anne Munroe Vinson
- Community Residents

An overview of the project was also presented by Leon County Commissioner Bryan Desloge; Nancy Daniels, Public Defender's Office; Dale Landry, NAACP; Vicki Cunniff, Department of Juvenile Justice; District; and Jay Townsend, Assistant City Manager

The Commission discussed the importance of getting firm financial commitments from the other partners, especially the private sector partners, and also indicated concern with the project's long-term sustainability. The Commission directed staff to provide detailed information relating to these issues when the item is presented for discussion in January or February

The consensus of the Commission was to receive a report in January or February regarding firm budget commitments of other partners

**Item 9** - Initiated and introduced Ordinance No. 09-O-29; which would amend the Land Development Code to revise the abandonment process, repeal City Commission Policy 410, and adjust the associated fee schedule. The public hearing was set for January 27, 2010 (Brought forward by the City Attorney)

**Item 10** - Accepted an update on the City's golf courses provided by Reese Goad, Director, Utility Business and Customer Services. Mr. Goad commended staff for the improvements that had been made at the Hilaman and Jake Gaither Golf Courses

**Item 11** - Accepted a report on the coordination between the City of Tallahassee and Leon County housing program as required by the Comprehensive Plan Housing Element Policy 1.1.1 (Brought forward by Economic and Community Development)

**Item 12** - Voted 5-0 to approve the extension of the Temporary Economic Emergency Concurrency Relief Program (as adopted on April 22, 2009) to allow applications to be submitted through December 1, 2010 with construction to commence no later than December 31, 2011. (Recommended by Growth Management)

**Item 13** - Voted 4-1 (Commissioner Lightsey opposed) to adopt the concurrency agreement which provides a 75% reduction in transportation concurrency mitigation dollars required for the Campus Circle Apartments. (Recommended by Growth Management)

**Item 14** - Voted 5-0 to approve the Summit East Phase IIA subdivision plat. (Recommended by the Public Works Department)

**Item 15** - Voted 5-0 to authorize the Mayor to utilize Article 10.2 in the contract with URS to conclude its services and move forward using City and County staff to manage the project. Also authorized the Mayor to execute the proposed First Amendment to the Memorandum of Agreement with Leon County regarding the construction of the Public Safety Complex (Recommended by the Public Works Department)

**Item 16** - Introduced Ordinance No. 09-Z-42, Proposed Amendment to the Thomasville Road/ I-10 Planned Unit Development (PUD) and set the first and only public hearing date for January 27, 2010 (Recommended by the City Attorney)

**Item 17** - Voted 5-0 to approve the extension of the Community Development Block Grant (CDBG) loan provided to the Frenchtown Community Development Corporation (FCDC) to acquire and restore Ashmore's Antiques. The extension shall be for one year from the date of approval with a review of community financial circumstances at that time to determine if further extensions are needed (Recommended by Economic & Community Development)

**Item 18** - Deleted from the agenda the Reconsideration of Ordinance No. 09-Z-49AA Amending the Chabad House PUD Ordinance to Waive Payment of Sidewalk Fee-in-Lieu

**Item 18.1** - Voted 5-0 to adopt the concurrency agreement, which provides a 50% reduction in transportation concurrency mitigation dollars required for phase II of the Summit East Subdivision (Recommended by Growth Management)

**Item 19** - Held the first and only public hearing to adopt Ordinance No. 09-Z-47, thereby adding the property at 219 Osceola Street to the Local Register of Historic Places and amending the Official Zoning Map to change the zoning classification from the RP-2 (Residential Preservation-2) zoning district to the RP-2 (Residential Preservation-2) zoning district with HPO (Historic Preservation Overlay), based on the findings of the Planning Commission and any evidence submitted at the Hearing hereon. Voted 5-0 to adopt Ordinance No. 09-Z-47

There were no speakers relative to this agenda item.

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### **Unagendaed Speakers**

Richard Dunsenbury, 439 W. Georgia Street, relayed concerns with the Carolina Oaks Commons Tish Byrd Project.

Mike Askari, 2417 Millcreek Court #2, representing Ace Hardware and Dollar General Store Development. Requested a reduction in the \$51,000 concurrency fee.

Devoe Moore, 6800 Mahan Drive, spoke against the City's pension fund and fire service fees.

The following persons submitted speaker slips, but did not speak.

Jay Adams, 215 S. Monroe Street, Suite 400, representing the Bainbridge Companies. (Proponent of agenda item 13 Temporary Economic Emergency Concurrency Relief for Campus Circle Apartments)

Michael Augustine, 12765 West Forest Hill Blvd., Suite 1311, Wellington, FL, representing the Bainbridge Companies (Proponent of agenda item 13 Temporary Economic Emergency Concurrency Relief for Campus Circle Apartments)

Tom O'steen, 805 N. Gadsden Street, representing the Bainbridge Companies (Relative to agenda item 13 Temporary Economic Emergency Concurrency Relief for Campus Circle Apartments)

Skip Cook, 1358 Millstream, representing the Neighborhood Association (Opposed to Agenda Item No.16, I-10/Thomasville Road PUD Amendment)