

SUMMARY OF CITY COMMISSION MEETING

SEPTEMBER 23, 1997

The City Commission met in special joint session with the Leon County Board of County Commissioners (County Commission) on September 23, 1997, in the County Commission Chambers, Leon County Courthouse, for the purpose of taking public input and final adoption action on the 2010 Comprehensive Plan Evaluation and Appraisal Report and took the following action:

- Concurred that the cost-prohibitive nature of development and redevelopment in the older areas of the community which comes about as part of the regulations of State and local government and the need to find a solution to decrease those costs, especially for the up-front costs for redevelopment was an issue which needed to be addressed, perhaps in a workshop; suggested the possibility of creating a committee or task force or having the staff review the applicable regulations and find an avenue for decreasing these costs
- Voted 4-0-1 (City Commissioner Meisburg being absent) to approve Resolution 97-R-0027, a resolution of the City Commission of the City of Tallahassee, Florida, adopting the Comprehensive Plan Evaluation and Appraisal Report
- *[The County voted 7-0 to approve a like motion]*

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

Ms. Martha Wellman, 1506 Rankin Avenue
Mr. Kevin McGorty, 3204 Audubon Court
Mr. Kim Williams, 917 Summerbrooke Drive
Ms. Norene Chase, 405 Castleton Circle
Ms. Mimi Jones, 1713 Silverwood Drive
Mr. Larry Block, 5189 Widefield Road
Ms. Deborah Newhall, 1518 Rankin Avenue
Mr. Devoe Moore, 4352 Maylor Road
Ms. Kathy Archibald, 7100 Roberts Road

SUMMARY OF CITY COMMISSION MEETING

SEPTEMBER 23, 1997

The City Commission met in special joint workshop session with the Leon County Board of County Commissioners (County Commission) and the Civic Center Authority (CCA) Board on September 23, 1997, in the County Commission Chambers, Leon County Courthouse, with City Commissioners Maddox, Lightsey, Weaver and Bailey, and County Commissioners Yordon, Host, Joanos, Maloy, Proctor, Sauls and Thaeil present and took the following action:

MARRIOTT HOTEL CIVIC CENTER HOTEL PROPOSAL

- Established that the recommendation of City and County staff was that no public dollars be expended until this project generated property taxes
- Established that the City's vote on this issue would be taken at the Regular meeting of the City Commission scheduled for September 25
- Established that the CCA would be the entity in contractual arrangement with the Marriott, not the City and County; further established that the CCA simply wanted authorization to enter into that contract, and when the contingencies the CCA had stipulated in the proposal were met by the developer, the interlocal agreements would come before the individual governments for their approval, and any contract the CCA entered into then would be contingent upon local government funding
- Established that that this procedure was different than the proposal just coming back for Joint Commission approval at the end of the process because subsequent to conceptual approval by the local governments, the developer would be willing to spend the additional money required and commit the substantial resources necessary to take the project to the next phase and get answers to the concerns raised by several Commissioners, but the developer wanted assurance that the deal would be approved subject to the developer meeting the specified conditions; re-established that no action would be taken at this meeting and the City Commission would have another chance to discuss this issue at their regular meeting on the following day.

SUMMARY OF COMMISSION MEETING

SEPTEMBER 24, 1997

The City Commission took the following action:

Item 1.01 - Recognition of John L. "Larry" Carter of Tallahassee's Taltran, for receiving the American Public Transit Association's award as the nation's longest tenured transit general manager at a single transit system

- Mr. and Mrs. Larry Carter appeared before the Commission relative to this item.

Item 1 - Heard presentation of the **Tallahassee Human Relations Council** and voted 5-0 to accept the 1997 Status Report; directed staff to review and make further recommendations

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

Mr. Delmas Barber, Chair of Tallahassee Human Relations Council

Mr. Clyde Dias, Ph.D., President of Big Bend Filipino-American Association, Inc.

Ms. Miaisha Mitchell, Consultant

Items 2-5, 7, 8, and 10, Consent Agenda - Voted 5-0 to approve the staff's recommendations presented in Consent Items 2-5, 7, 8, and 10, taking action as follows:

Item 2 - Approved the sole source purchase of the **initial parts kit and seal kit** for the **Purdum Unit 7 Steam Turbine overhaul and inspection to Westinghouse**, in the amount of \$116,813.45; the purchase is contingent upon FY98 Capital Budget approval; authorized the City Manager to retroactively approve up to an additional \$79,150 in changes to the purchase order for the use of any additional parts that are required during the inspection and overhaul (*Option 1 as proposed by Electric Operations/Production*)

Item 3 - Awarded the bid for the **installation of power system capacitors** (Bid No. 2548-97-B01-1KR) to **All Florida Electric of Tallahassee**, lowest responsive and responsible bidder meeting specifications, in the amount of \$320,000.00 (*Option 1 as proposed by Electric Operations/Power Engineering*)

Item 4 - Awarded execution of a sole source contract for **Employee Health Insurance** and implementation of the recommended rate schedule for the 1998 plan year to **Capital Health Plan (CHP)**, with an estimated increased annual cost of \$225,000 attributable to normal rate increases and not to the move from a self-insured to a fully-insured PPO option (*Option 1 as proposed by Human Resources/Benefits*)

Item 5 - Authorized City staff to apply for a **Federal Homeownership Zone Grant** by submitting an application and competing for a portion of the \$10 million of Homeownership funds pledged by Housing Secretary Andrew Cuomo to support the new Homeownership Zones as part of a commitment to create 2 million homeowners in cities across the country by the Year 2000 and facilitate homeownership in the inner cities; there is no required match for this project (*Option 1 as proposed by Neighborhood and Community Services*)

*Item 6 - Deleted from the agenda the award and execution of a contract to **Post, Buckley, Schuh & Jernigan, Inc** for the development and implementation of the procedures and training required by the EPA during the first year of the National Pollution Discharge Elimination System (NPDES) permit (*Option 1 as proposed by Public Works/Stormwater Management*)*

Item 7 - Approved the award of a Biennial Price Agreement for **Miscellaneous Gas Meters and Equipment** (Bid No. 2508-97-A01-9EE) to **Capital City Pipe, Inc.**, only responsive and responsible bidder meeting specifications, in the total estimated annual cost of \$148,322.00 (*Option 1 as proposed by Management and Administrative Services/Purchasing*)

Item 8 - Approved the use of the existing contract between the City of Gulfport, Florida, with **J.T.V., Inc.**, to complete necessary **point repairs to the City gravity sewer system** ahead of roadway resurfacing projects; the estimated cost of the sewer repairs that would be made by J.T.V., Inc., under the Gulfport contract is \$100,000 (*Option 1 as proposed by Water Utilities/Sewer*)

Item 8.1 - Moved to 18.1

Item 9 - Deleted from the Agenda an amendment to the settlement agreement between the City and The Leoni Companies, Inc., Case No. 93-2397, Leon County Circuit Court (Option 1 as proposed by Legal)

Item 10 - Approved the **minutes** of the July 9, 1997, Regular meeting, the April 30, 1997, June 19, 1997, and July 1, 1997, Special Commission meetings (*Option 1 as proposed by City Treasurer-Clerk/Records Management*)

Item 11 - Held a discussion relative to the City's current practice of not utilizing **alcohol related sponsorship of events held in City parks** (*Option 1 as proposed by the Mayor*); directed staff to analyze the policy and make a recommendation to the Commission

Item 12 - Held a discussion relative to **the City's current method of procuring consultant services**, specifically **Architectural/Engineering Continuing Contracts**; concurred to discuss this in a workshop meeting and directed staff to provide additional options for consideration

Item 13 - Held a discussion and voted 5-0 to approve the Selection Committee's ranking of firms and award the contract for the **installation and joint trenching of gas mains and service taps** for Gas and Electric Operations to **A&L Underground** (*Option 1 as proposed by Management and Administration with the modification bringing it into line with the original RFP that after the period of 1 year add the language "and may be extended by mutual agreement up to two years in one year increments; also direct staff to review and rank the water and sewer portion of the RFP and bring that recommendation back to the Commission within 60 days*)

Item 14 - Delayed to next meeting **discussion and directon** to negotiate a contract between the City and the **Tallahassee Trust for Historic Preservation, Inc.**, for it to **perform the Architectural Review Board (ARB) staffing function** on a two-year pilot basis, to amend the Zoning Code as necessary and to reaffirm the tentative 1998 budget allocation for this contract at \$25,000 from the City and \$15,000 from the County for the twelve month period beginning October 1, 1997 (*Option 1 as proposed by Economic Development*)

Item 15 - Voted 5-0 to table to October 8, 1997, the recommendation of the Historic Property Grant and Loan Finance Committee to deny approval of the \$275,000 grant application for restoration of the **Murphy House** located at 317 East Park Avenue under the **City Historic Property Grant and Loan Program** (*Option 1 as proposed by Economic Development*)

Item 16 - Discussed the **Civic Center Hotel Project** and voted 3-2 (Commissioners Bailey and Lightsey dissenting) to grant an annual appropriation of \$60,000 to the Civic Center for a period of 20 years for the purpose of substantial property improvements, the proceeds from that will be used for structures or improvements owned by the Civic Center only on the current civic center property if the Civic Center will agree with that, the Civic Center will agree to purchase utilities for a 101 year period from the City of Tallahassee and any structure erected on the current Civic Center property will be required to do the same.

Item 17 - Delayed to October 8, 1997 the discussion and adoption of **Resolution No. 97-R-0035**, a resolution establishing the **rates to be charged for residential garbage collection where dwelling units are billed individually and commercial garbage collection**; the resolution would implement recommended rate changes in some commercial service areas to produce revenues sufficient to cover operating costs for FY98, but would make no changes to other existing rates or in residential rates (*Option 1 as proposed by Solid Waste Operations*)

Item 18 - Received the **Tallahassee Regional Airport Community Awareness Plan**, and voted 5-0 to direct City staff to proceed with the implementation strategy; depending on the level of marketing effort selected, implementation cost could range from a low of \$92,550 to a high of \$192,350, of which the Aviation Department's FY98 budget could possibly fund \$50,000 of this amount (*Option 1 as proposed by Aviation/Administration*)

Item 18.1 - Introduced and voted 5-0 to adopt Ordinance No. 97-O-0055, providing necessary Code modifications to meet current and foreseen needs of Water Utilities, amending Sections 25-47, 25-74, 25-78, 25-139(b), 25-139(d), and 25-141, of the City's Code relating to service and tap fees, systems charges, and developer refunds; deleting sections 25-77, 25-79, 25-81, and 25-82 relating to annual notice of charges, and freezing system charges (*Option 1 as proposed by Water Utilities*)

Item 19 - Mr. Dan McDaniel, 1907 Ivan Drive, appeared before the Commission and discussed the proposal of a city-wide neighborhood tour for City Commissions and staff

Item 20 - Held the last of two public hearings on the **FY98 tax millage and budget proposed for the City of Tallahassee** and took the following actions: (*Option 1 as proposed by Management and Administration/Budget and Policy*)

1. Read into the record - "The proposed millage rate for FY1998 is 3.200 for the City of Tallahassee and 1.000 for the Downtown Improvement Authority. The proposed aggregate millage rate represents a 3.72% increase above the rolled-back rate. This increase will be used to support general government enhancements such as public safety." Resolution No. 97-R-0033 states the percentage that the tentative millage rate exceeds the rolled-back rate.
2. Allowed public input on the City of Tallahassee's Proposed Millage. In compliance with Florida Statute 200.065, this hearing has been advertised per the TRIM notice which was mailed to all property owners by the property appraiser in the month of August.
3. Allowed public input on the City of Tallahassee's Proposed Budget for FY98.
 - o The following individuals appeared before the Commission relative to this item:
 Mr. Greg, Mellowe, 5650 Sullivan Road
 Mr. Dan McDaniel, TACCC, 1907 Ivan Drive
 Mr. Stan Chapman, Florida Heritage Foundation, 1484 Mitchell Avenue
 Ms. Deborah Lloyd, Community Intervention Center, 216 East Oakland Avenue
 Ms. Deborah Newhall, 1518 Rankin Avenue
4. Allowed public input on the DIA's Proposed Millage. In compliance with Florida Statute 200.065, this hearing has been advertised per the TRIM notice which was mailed to all property owners by the Property Appraiser in the month of August 1996.
5. Allowed public input on the DIA's Proposed Budget.
6. Voted 5-0 to approve adjustments to the City of Tallahassee's Proposed Budget, as presented.
7. Voted 5-0 to approve the City's Tentative Millage Rate of 3.200 mills, **Resolution No. 97-R-0033**, and publicly announced, "The proposed aggregate millage rate exceeds the rolled back rate by 3.72%. This increase will be used to support general government enhancements, such as public safety."
8. Voted 5-0 to approve the City's Tentative Budget, as amended.
9. Voted 5-0 to approve the DIA's Tentative Millage Rate of 1.000 mills, Resolution No. 97-R-0033, Attachment C.
10. Voted 5-0 to approve the DIA's Tentative Budget.
11. Voted 5-0 to adopt Appropriation **Ordinance No. 97-O-0050**, introduced on September 10, 1997, which provides for making appropriations for the expenditures and obligations of the City of Tallahassee for the Fiscal Year beginning October 1, 1997, and ending September 30, 1998, and appropriations

Item 21 - Held a public hearing and voted 5-0 to adopt **Ordinance No. 97-O-0048, Fulton/Sharer Road Voluntary Annexation**, introduced on August 20, 1997, which provides for the voluntary annexation into the City of approximately 2 ½ acres on Fulton and Sharer Roads (*Option 1 as proposed by Management and Administration/Budget and Policy*)

Item 22 - Held a public hearing and voted 5-0 to adopt **Ordinance No. 97-O-0051, Negotiated Firefighter Pension Amendments**, introduced on September 10, 1997, which amends Sections 17-4.122, 17-4.222, 17-4.302, 17-4.313, 17-4.315, and 17-4.322 of Chapter 17 of the City Code relating to **Firefighters' Pensions**, providing for proposed pension benefit enhancements and increased participant contributions phased in over a three (3) year period (*Option 1 as proposed by Treasurer-Clerk/Retirement Administration*)

Item 23 - Held a public hearing and voted 5-0 to adopt **Resolution No. 97-R-0034, Amendment to the Sales Tax Capital Program**, a resolution identifying modifications to the list of Capital projects to be funded from the City of Tallahassee's share of the Local Option One-Cent Sales Tax to include the **Traffic Preemption System Project** for the Fire Department, with the total of \$1,950,000 to be provided by Sales Tax revenues (3 years of funding at \$650,000 per year); this project will replace the existing 15-35 year old preemption system, which services 69 intersections (of which only 8 currently work), and extend the system to include all 222 signalized intersections within the City (*Option 1 as proposed by Public Works/Engineering*)

- Mr. Russ McGregor, 2102 Ortega Drive, appeared before the Commission relative to this item.

Unagendaed Items:

- **Reverend William Faust**, 6504 North Meridian Road, appeared before the Commission to request removal of the gas line which runs through his property.

SUMMARY OF REGULAR COMMISSION MEETING

OCTOBER 8, 1997

The City Commission took the following action:

Items 1, 2 and 4-16, Consent Agenda - Voted 5-0 to approve the staff's recommendations presented in Consent Items 1 and 2 and 4 -16, taking action as follows:

Item 1 - Ratified the emergency supplemental funding of \$50,000 for **Replacement of Submersible Transformers** (Project #97118) from Electric RR&I funds; approved Work Order #97749 (**Project Materials for Electric Distribution Recurring Activities During FY97**), in the amount of \$150,000, established from utilization of funding from Project #97293 (*Option 1 as proposed by Electric Operations/Production*)

Item 2 - Authorized Mr. Rob McGarrah, Purdom Unit 8 Project Manager, to accept on behalf of the City the proposed conditions of certification and permits included in the **Florida Department of Environmental Protection's (FDEP's) final report**, dated September 19, 1997, and any acceptable modifications that do not materially affect the economics of the **Purdom Unit 8 Project** (*Option 1 as proposed by Electric Operations/Production*)

Item 3 - Pulled for discussion an item relative to approval of the selection committee ranking, award of the RFP and authorization to negotiate and execute a General Services Agreement for engineering services to support the operations of the Production Division of the electric utility

Item 4 - Approved the amendment of **FY97 Project #97101 (Purchase of Talquin Co-Op Facilities)** - per Territorial Agreement - to allow FY97 funding to be carried forward during FY98 in order to acquire the specific facilities designated to be purchased during FY97; approved the amendment of the FY97 Project #97101 completion date to 12/31/97 to allow for the FY97 acquisitions; approved the amendment of the FY98 Capital Budget for "Annual Acquisition of Franchised Facilities" to allow annual appropriations to be carried forward from one fiscal year to the next until acquisitions for that budgeted fiscal year are completed (*Option 1 as proposed by Electric Operations*)

Item 5 - Authorized application for **Emergency Management Competitive and Municipal Competitive Grants** and receipt of the grant(s), if approved by the Florida Department of Community Affairs, for the purpose of developing a hurricane preparedness video for Police and Fire personnel, obtaining a fixed warning system siren for the C.H. Corn Hydroelectric Dam, obtaining a trailer-mounted warning siren/public address system, improving an existing portable public address system, and developing a neighborhood community emergency response program for residents; while this is a reimbursable grant program, the City must provide up-front funding in order to be reimbursed and with the total grant applications not to exceed \$150,000. (*Option 1 as proposed by Fire*)

Item 6 - Accepted the transfer of ownership of four properties from the **Tallahassee Housing Foundation (THF)** to the City in satisfaction of the terms (reversion of assets) of the **1992 Community Development Block Grant (CDBG) Agreement**, in which the City provided the THF with \$64,500 in CDBG funds to expand warehouse space at its facility at 3616 Jackson Bluff Road; the THF ceased operation in February 1997 and is in the final stages of dissolving the corporation (*Option 1 as proposed by Neighborhood and Community Services*)

Item 7 - Approved a **contract with the Tallahassee Urban League** which provides \$468,750 for the rehabilitation of 15 single family homes, and which also provides the following: (1) an increase in the contract amount of up to \$156,250 (for a total value of \$625,000) and 5 additional units (for a total of 20 units) if specified production goals are met by 12/31/97 and, (2) an additional increase in the contract amount of up to \$156,250 (for a total value of \$781,250) and 5 additional units (for a total of 25 units) if specified production goals are met by 3/31/98 (*Option 1 as proposed by Neighborhood and Community Services*)

Item 8 - Approved a **line of credit loan for Lutheran Social Services** in an amount not to exceed \$35,000 for a period of nine months to be used for **expenses related to the Emergency Shelter Grant** from the Department of Children and Family Services - the grant is to provide appliances and to do rehabilitation work on the homes used in the InnBetween Transition Housing Program, which provides transitional housing for homeless families (*Option 1 as proposed by Neighborhood and Community Services*)

Item 9 - Introduced **Ordinance No. 97-O-0056**, which will amend Chapter 27 "Zoning, Site Plan, and Subdivision Regulations" of the City Code and provide for a seventh member of the Tallahassee-Leon County Planning Commission and establish guidelines for appointment and reasons for termination of a member, and

address Planning Commission membership on the Architectural Review Board; set the public hearing date for October 22, 1997, at 6:00 p.m. (*Option 1 as proposed by Planning*)

Item 10 - Approved the **Olson Landing Subdivision Plat** developed by Olson Landing, Inc., a Florida Corporation, with Hossein Ghazvini as a General Partner, consisting of approximately 2.85 acres subdivided into 22 lots planned as Residential Single Family Attached Dwellings, located along the east side of Oleson Road, 1950 feet south of I-10, 3300 feet north of Lonnbldh Road and west of the Stonegate Subdivision; joined in the dedication, for annual recurring maintenance costs estimated at \$1,000 (*Option 1 as proposed by Public Works/Engineering*)

Item 11 - Approved the **Killearn Estates Unit No. 28, Block "G" Subdivision Plat** developed by Tallavana Development Corporation of Tallahassee, a Florida corporation, with Holosein Ghazvini as President, consisting of approximately 5.09 acres subdivided into 17 lots planned as a cluster development for Residential Single Family Detached Dwellings, located on the north side of Lake Kinsail, east of Killearn Estates Unit No. 28, Block "E" and Villages of Killearn Block "F", and lying south of Kinsale Drive; joined in the dedication, for annual recurring maintenance costs estimated at \$1,000 (*Option 1 as proposed by Public Works/Engineering*)

Item 12 - Approved the request from Florida State University for abandonment by the City of a small portion of an existing 40 foot drainage easement in order to construct a building on the property; in return the University would grant a new easement; authorized the Mayor to execute **Resolution No. 97-R-0036, FSU Disclaimer and Easement Resolution**, a resolution approving abandonment of a portion of drainage easement in exchange for substitute easement on FSU intramural fields (*Option 1 as proposed by Real Estate*)

Item 13 - Approved the allocation of \$79,102 of the **FDEP Tenth Year (1997-98) Recycling and Education Grant Program** funds resulting from a joint application with the County for grant funding; these funds will be used to support the City's recycling programs (*Option 1 as proposed by Solid Waste Operations*)

Item 14 - Awarded the bid for the construction of the first phase of the **Southeast Farm Expansion to Solomon Construction Company**, lowest responsive and responsible bidder meeting specifications, in the amount of \$6,237,383 (*Option 1 as proposed by Water Utilities*)

Item 15 - Introduced **Ordinance No. 97-O-0052**, which will amend Chapter 27 "Zoning, Site Plan, and Subdivision Regulations" of the City Code and provide for a process to have appeals of staff and Development Review Committee (DRC) decisions heard by a Hearing Officer; set the public hearing date for October 22, 1997, at 6:00 p.m. (*Option 1 as proposed by Legal*)

Item 16 - Approved the **minutes** of the August 20, 1997, Regular meeting (*Option 1 as proposed by City Treasurer-Clerk/Records Management*)

Item 3 (pulled from consent) - Voted 5-0 to extend the existing Raytheon General Services Agreement for engineering services for a period of time sufficient for the City Commission to finalize any modifications to the Consultant Selection policy, and for the electric utility to implement these policy modifications (*Option 4 as proposed by Electric Operations/Production*)

Item 16.1 - Voted 5-0 to grant a waiver of the existing donation policy which would allow the Monticello Police Department to purchase a surplus city vehicle for \$500

Item 16.2 - Voted 5-0 to provide \$5,000 in seed money to help with the upcoming fundraising event to raise money for the construction of a new refuge house for the **victims of domestic violence**; the \$5,000 would come from the Consortium Fund in the Community and Neighborhood Services Budget

Item 17 - Voted 4-0 (Mayor Maddox absent) to approve the proposed revisions to the Purchasing Policy, Sections 14.0g, 4.0, 1.2.7 and all other sections of the Policy referencing surplus donation guidelines, source selection guidelines and the current sealed bid/proposal threshold requirements

Item 18 - Heard a presentation regarding the review of rates for solid waste collection and voted 4-0 (Mayor Maddox absent) to adopt **Resolution No. 97-R-0035**, a resolution implementing the recommended rate changes for some commercial services and making no changes to other existing rates (*Option 1 as proposed by Solid Waste Operations*)

Item 19 - Voted 5-0 to direct City staff to negotiate a contract between the City and the **Tallahassee Trust for Historic Preservation, Inc.**, for it to **perform the Architectural Review Board (ARB) staffing function on a one-year pilot basis (Amended from Two-Year Pilot Basis)** and to amend the Zoning Code as necessary; reaffirmed the tentative 1998 budget allocation for this contract at \$25,000 from the City and \$15,000 from the County for the twelve month period

beginning October 1, 1997 and strongly urged the group to obtain matching funds (***Option 1 as proposed and amended by the Commission***) and indicated that clear measures of performance should be developed to delineate whether goals had been accomplished.

Item 20 - Held a discussion and voted 3-2 (Commissioners Lightsey and Meisburg dissenting) to approve a \$275,000 grant application for restoration of the **Murphy House** located at 317 East Park Avenue under the **City Historic Property Grant and Loan Program** (*Option 3 as proposed by Economic Development*) and requested that the City Attorney to research a historic preservation element that calls for ad valorem taxes and utility relief for owners of historic properties and bring it back to the Commission

Item 20.1 - Deleted from the Agenda the approval of new revenue opportunities

Item 20.2 - Authorized the City Manager to execute the revised MEAG Interlocal Agreement , following review by the City Attorney, and to negotiate and execute a tax order under the MEAG Master Services Agreement to install additional fiber optics cable along a route from the Hopkins plant site to the vicinity of the Florida Power Corporation substation on Highway 20 and then on to the Sprint building at Calhoun and Park and approved funding for the estimated capital expense of \$800,000 available through the City's Internal Loan Fund that consist of funds from Sunshine State Governmental Financing Commission which staff estimates that using nominal rates for leasing of fiber the City should recover its capital investment within seven to ten years (*Option 1 as proposed by Utility Business and Customer Services*)

Scheduled Citizen Appearances:

Item 21 - Mr. David Russ, 6823 Donerail Trail appeared before the Commission to clarify points made at the August 27, 1997 meeting and requested that the Commission re-affirm its zoning decision to rezone the property to R-3 on the property located on **Raymond Diehl Road** adjacent to the **Eastgate neighborhood**

Item 22 - Deleted from the Agenda a discussion by Reverend James Gibbs, 602 Dianne Drive, relative to the amount of refuse along the roadway of Wahnish Way from Orange Avenue to Bragg Drive, and the extension of a TalTran bus route which runs along Wahnish Way to Bragg Drive

Item 23 - Mr. Richard M. Powers, Esq., 315 South Calhoun Street, appeared before the Commission representing West Tennessee Inc. and its President, Mr. Perry Erwin, relative to a request for rezoning of property known as the **Golden Aster Commercial Park**

Item 24 - Held the last of two public hearings on the proposed Zoning Map for properties currently zoned Mixed Use A, B, or C as part of the **Site Specific Zoning** process and voted individually on each parcel; **Mayor Maddox declared a conflict and abstained from voting on Map # 23; the public hearing on the remaining applications was continued to 6 p.m. on October 16, 1997**

- Staff's Item # Location/Applicant Rec. Request Action taken**

110	Mr. Jim Fox	R-1	R-3	Stays R-3
71	Ms. Jacqueline Perkins	R-5		Stays R-5
118	Mr. Rick Singletary	MR-1	R-3	Voted 5-0 to approve to change to R-4
1	Mr. Dan McDaniel	OR-2	OR-2	Voted 5-0 to approve to change to OR-2
11	Mr. Dick Wilson	CP	OR-3	Voted 5-0 to approve to change to OR-3; also requested that the Legal Dept. bring back the issue of old deeds which go out into the lake bottom and are continuously submerged land so that the City Commission can put language in the Comp Plan that clarifies when doing a transfer of density to an upland area you cannot use the acreage that is continuously submerged lake bottom
12	Orange Avenue & Eisenhower/Mr. Scheffield	OR-3	OR-1	Concurred to approve OR-1
13	Golden Astor Mr. Perry Erwin	M-1	OR-2 & RA	Voted 3-0(Commissioners Bailey & Weaver absent)to approve a change to OR-2 on the Mac Paper segment and R-A on the adjacent property

14	Valencia Drive area	R-3	CP & R-3	Voted 4-0 (Commissioner Bailey absent) to approve CP on 1 lot south on each side, OR-2 on the next two lots and R-3 on the remainder
14.1	Mr. Robert Dickinson	CP	R-3	Voted 4-0 (Commissioner Bailey absent) to approve a change to CP; with the comment that in order to stop the "domino effect" better code enforcement would be needed
21	Jackson Bluff Road/ Mr. Erwin Jackson	MR-1	R-3	Voted 4-0 (Commissioner Bailey absent) to approve a change to MR-1 and R-3 portion at Pepper Drive
52	Mr. Thomas Quick	MR-1	R-3	Voted 4-0 (Commissioner Bailey absent) to approve staff's recommendation of R-3
23	Meridian Road & Willis Ms. Pace	R-1	R-1 & OR-3	Voted 3-0 (Commissioner Bailey absent; Mayor Maddox declared a conflict & abstained from voting) to approve a change to OR-3 on the corner property at John Knox & Meridian & R-1 at Willis & Meridian
27	Allenwood Apartments Mr. Frank Langston	MR-1	R-3	Voted 3-1-0 (Commissioner Lightsey dissented & Commissioner Bailey absent) to approve a change to MR-1
32	Mr. J. Marshall Conrad	CP	UP-2	Voted 4-0 (Commissioner Bailey absent) to approve staff's recommendation of a change to UP-2
34	Raymond Diehl Road Mr. Danny Manausa Mr. Jay Adams	OR-1 or OR-2	OR-1	Voted 3-1-0 (Mayor Maddox dissented & Commissioner Bailey absent) to approve a change to OR-1; also encouraged Mr. Manausa to apply for a PELUC (Previously Established Land Use Compliance) with the Board of Adjustment & Appeals
114	Mr. Charles A. Francis	CP	OR-3	Voted 4-0 (Commissioner Bailey absent) to approve a change to CP
35	Mr. Patrick Strauss	CP	R-3	Voted 4-0 (Commissioner Bailey absent) to approve a change to OR-1
104	Mr. Patrick Strauss Mr. Bruce Wiener	R-1	R-1	Voted 4-0 (Commissioner Bailey absent) to approve a change to R-1
64	Lofton Family heirs	CP	OR-3	Voted 3-1-0 (Commissioner Lightsey dissented & Commissioner Bailey absent) to approve a change to CP
101	Mr. Jeff Savlov	CP	CP & OR-3	Voted 3-1-0 (Commissioner Lightsey dissented & Commissioner Bailey absent) to staff's recommendation to CP on the western portion as far as the easement & OR-3 on the east
57	Seminole Boosters Property	OS	MR-1	Voted 4-0 (Commissioner Bailey absent) to approve staff's recommendation of MR-1
65	Mr. Harold Knowles	R-4	R-4	Voted 4-0 (Commissioner Bailey absent) to staff's recommendation of R-4
102	Mahan Drive Mr. George Walker	C-2/MR-1	C-2/ MR-1	Voted 4-0 (Commissioner Bailey absent) to staff's recommendation of C-2 & MR-1
103	Centerville Road Mr. John & Pat Ryan	R-1	R-3	Voted 3-0 (Commissioners Bailey & Maddox absent) to approve a change to R-3
108	Southside Baptist Church	OR-2	OR-2	Voted 4-0 (Commissioner Bailey absent) to

				approve a change to OR-2
46	Ms. Carla Adkins	C-2	C-2	Voted 4-0 (Commissioner Bailey absent) to approve a change to C-2 due to a scrivener's error
100	Benjamin's Run Buck Lake & Pedrick Rds.	RA	C-1 & R-3 & R-2	Voted 4-0 (Commissioner Bailey absent) to approve a change to C-1 & R-3 & R-2 on the 2 nd piece

Item 25 - Held the public hearing and voted 3-2 (Commissioners Lightsey and Meisburg dissented) to adopt **Municipal Election Ordinance No. 97-O-0054 as amended**, introduced on September 10, 1997, and which amends Section 120 of the Charter of the City of Tallahassee regarding when regular municipal elections are held and method and manner of holding special elections; amending Section 14 of the Charter regarding vacancies; and amending Section 9 of the Charter providing for the extension of terms of incumbent Commissioners to transition into the new election schedule (*Option 1 as proposed by the City Attorney and amended by the Commission deleting the language pertaining to a referendum vote*)

Seat I and II (Commissioners Bailey and Meisburg) would be extended from their current termination in February of the year 2000 until November of that year.

Seat III and IV (Commissioner Lightsey and Mayor Maddox) would be extended from their termination in February 2001 until November 2002.

Seat V (Commissioner Weaver) would continue to be filled by election in February of 1998 with the new term running until November 2002.

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

Ms. Charlene Walker, 3505 Kilkenny East, President of the League of Women Voters of Tallahassee (proponent)

Mr. Ion Sancho, 1519 East Indianhead Drive, Supervisor of Elections (proponent)

Mr. Keith Vanden Dooren, 2940 Huntington (opponent)

Ms. Nina Ashanae, Post Office Box 665 (proponent)

Mr. Dan McDaniel, 1907 Ivan Drive (proponent)

Ms. Abby Potter, 3069 Echo Point Lane, Executive Board of the Democratic Women's Club of Leon County (proponent)

Mrs. Clifton Lewis, 1021 Railroad Square (proponent)

Item 26 - Held the public hearing and voted 5-0 to approve **Water Utilities Code Modification Ordinance No. 97-O-0055**, which amends Sections 25-47, 25-74, 25-78, 25-139(b), 25-139(d), and 25-141 of the City Code relating to service and tap fees, systems charges, and developer refunds, deleting Sections 25-77, 25-79, 25-81, and 25-82 relating to annual notices of charges, and freezing system charges; the modifications to the Water Utilities Code include reduced water connection fees for manifold meter installations, provision for main extensions across roadways, water and sewer system acquisitions, clarification of language concerning sewer taps installed by developers, water line retrofits in apartment complexes and mobile home parks, clarification of refund start dates, and deletion of outdated or unnecessary provisions (*Option 1 as proposed by Water Utilities*)

Unagendaed Items:

Introduction of **Ordinance No. 97-O-0057** which would set a salary for the Mayor, to be discussed at *Public Hearing on October 22, 1997 at 6:00 p.m.*

Mr. Kevin Koelemij, 1220 South Gadsden Street, representing Club Park Avenue, appeared before the Commission to request a special extension of premise permit for October 31, 1997 for a Halloween Party extending into Ponce De Leon Park; *commission requested staffing and concurred to discuss this at the next available meeting*

SUMMARY OF SPECIAL COMMISSION MEETING

OCTOBER 8, 1997

The City Commission met for a special workshop to discuss legislative issues for the upcoming session and took the following action:

1. Received a draft of potential legislative issues for review compiled by Ms. Paige Carter-Smith, Senior Aide
2. Discussed and identified the following priority issues for the next legislative session
 - Retail Wheeling
 - Telecommunications
 - Flat tax - whether or not to join in a consortium with other government
 - Appropriations
 - Family Violence Option - provides different approach and timelines for Victims of Domestic Violence as it deals with welfare reform
 - Staffing of Juvenile Justice Councils
3. Requested that the City Attorney bring back an ordinance at today's regular City Commission meeting which would set a public hearing date and amount for a salary for the Mayor

SUMMARY OF COMMISSION MEETING

OCTOBER 15, 1997

The City Commission met for a special workshop to discuss electric deregulation strategy and took the following action:

1. Heard introductory remarks from City Manager Favors outlining plans and actions currently in progress to reduce the City's utility transfer and a request for further direction from the Commission with regard to the future of the City's electric utility
2. Heard a presentation from Ms. Deborah Penn, American Public Power Association, and author of The Competitive Edge, about what may happen and what types of things the City might consider in order to remain competitive in a deregulated environment
3. Heard from Mr. Win Peterson, Prager McCarthy & Sealy, about national trends and how the industry would change under deregulation to one driven by competition so that the market would determine the delivered price of power, instead of the price of power being driven by the actual cost of delivery or the cost of producing the power

Requested information regarding the City of Austin, Texas and its rates over the last three years.

4. Heard from City Manager Favors and Mr. David Reid, Director of Management and Administration (DMA) how the impacts of deregulation and loss of customers would negatively affect the City
5. Heard from Mr. Bob Inzer, City Treasurer-Clerk explained, in detail, how the risks would change for the City in a competitive market
6. Heard from Mr. Reid what processes were underway within city government which addressed the potential impacts of deregulation:
 - o a \$5 million dollar cap on capital projects;
 - o reduction of electric rates;
 - o reduction in personnel and elimination of the 3% increase in the employee base;
 - o and a reduction in general funds transfer
7. Heard from Mr. Sam Bell, Assistant City Manager of Utilities, what steps utilities had implemented to address the potential impacts of deregulation:
 - o reduction of commercial & residential rates;
 - o reduction in operating expenses;
 - o consolidation;
 - o continued emphasis on the key accounts program;
 - o refinancing of debt;
 - o reduction in production costs;
 - o interchange agreements to buy power;
 - o and additional pursuit of revenue opportunities
8. Heard from Mr. Reid about new revenue sources the City had initiated and a new type of fire assessment fee which he thought the City should consider:
 - o stormwater utility - the City was one of the first to take advantage of the legislation which permitted this
 - o license fees - the City continues to monitor the legislative activities to ensure that the City collects all the fees allowed
 - o suggested fire services fee - several municipalities have recently enacted such assessments successfully and the City should analyze this as a possibility for the future
9. Heard from Commissioner Meisburg about an expansion of the GIS program entitled AM/FM GIS (Automated Management/Facilities Maintenance Geographical Information System) which included financial management systems, work management systems, client/customer information systems, outage regulation systems and when converged together make it a very powerful tool. He offered Wisconsin as a model for what this system could offer and a reengineering process that he emphasized would be crucial to the City's survival in the competitive market. Commissioner Meisburg also added that it was his opinion that telecommunications would be a key component. He noted that a company in England had just developed a way to deliver the internet over electric wire which would put the City in a ready-to-go position not requiring a partnership or alliance. Commissioner Meisburg urged the Commission to proceed with the employment of a telecommunications expert either by hiring someone familiar with the Florida/Georgia market or finding a consultant who would work with the City.
10. Heard from Mr. Bell suggestions of what the City would have to do to stay competitive in the new market and what other entities were doing in the way of purchasing other systems, forming alliances and expanding services that they offer.

For the record, the Commissioners requested more information from staff regarding the following:

- if the State of Florida partners with someone else on a POP (point of presence) how that would impact anything the City might propose doing; if it is a shared market, how the City would interconnect those systems and provide that service and if someone else provided that service, what that would do to the competitive situation the City might be in
 - information on the concept mentioned about internet capability over electric wires
 - if the City would be able to offer major customers incentives such as a discount on the fire assessment if they agreed to remain an energy customer
11. Heard from Mr. Inzer about privatization and the process the City would have to follow if it decides to explore the possibility of getting out of the energy business by selling the gas and electric utilities. While he did not advocate privatization per se, Mr. Inzer carefully explained how critical it would be for the City to investigate all possibilities in order to make future decisions in the best interest of its citizens after carefully examining the potential risks and returns.
12. The Commission discussed and concurred:
- to submit input and questions regarding the Communications Plan to Ms. Michelle Bono, Director of Communications
 - to authorize staff to negotiate and execute a contract with Governmental Services Group, Inc. for an analysis relative to the feasibility of a fire assessment fee
 - to have staff come back with a plan based on the input provided today which analyzes the community and financial impact of various alternatives for the future operation of the electric utility
 - to direct staff to come back, in approximately 30 days with a more detailed discussion of the processes and with draft contracts for the various team members, for Commission consideration to begin the process for moving forward with the steps to the valuation process

SUMMARY OF COMMISSION MEETING

OCTOBER 16, 1997

The City Commission continued with the Site Specific Zoning Public Hearing from August 27, 1997 and took the following action:

72	North side of Mahan east of CCNE/Ms. Judith Riera	CP	C-1	Voted 3-0 to approve a change to C-1
33	NW corner of Blair Stone & Old St. Augustine/Mr. Grant Gelhardt	OR-3	OR-3	Voted 2-1 (Commissioner Bailey dissented) to approve a change to OR-3
58	West side of Blair Stone/Mr. Grant Gelhardt	R-3	OR-2	Voted 2-1 (Commissioner Lightsey dissented) to approve a change to OR-2
63	West side of Broward St./Mr. Wilton Duncan	OR-2	OR-2	No change, stays OR-2
55	Kerry Forest & Shannon Lakes Dr./Mr. Barry Poole	OR-2	OR-2	Voted 3-0 to approve a change to OR-2
66	North side of Overstreet/Mr. John E. Dallis	UP-2	R-3	Voted 3-0 to approve a change to UP-2
112	Hayden Road & Bellevue Way/Mr. Lyndall Ashburn	MR-1	R-3	Voted 3-0 to approve a change to MR-1
70	N. side of West Tennessee/Mr. David Eastman	CP/ MH	CP/ MH	Voted 3-0 to approve a change to MH
105	W. side of CCNE just north of Centerville/Mr. Patrick Strauss	CP/ R-5	CP	Voted 3-0 to approve a change to CP
106	E. side of CCNE, along Greer Court	OR-1	OR-1	Voted 3-0 to approve a change to OR-1
109	E. of CCNE, north of Lonbladh	R-2/ OR-1	R-2/CP/ OR-1	Voted 3-0 to approve a change to R-2/CP on the westerly piece and two additional pieces to OR-1
107	Meridian & DeSoto/Mr. Bill Brandt	MR-1	R-3	Voted 3-0 to approve a change to MR-1
113	1. of Meridian, north of 2. Desota/Ms. Amy Hsueh	OR-1	MR-1	Voted 3-0 to approve a change to MR-1
108	NW corner of Laura Lee & Meridian/TLCPD staff	OR-1	OR-1	Voted 3-0 to approve a change to OR-3 close to Monroe and R-3 on the piece closest to Meridian
111	3. of W. Tennessee, east of Appleyard/Ms. Donna Senn	R-3	MR-1	Voted 3-0 to approve a change to MR-1
115	W. of Old Bainbridge, south of Tharpe Street	M-1	M-1	Voted 3-0 to approve a change to MR-1 and allow him to go through the PELUC process
116	E. of CCSW, across from Cascade Drive/Mr. Charles Gardner	Vested PUD	M-1	Voted 2-1 (Commissioner Lightsey dissented) to approve change to PUD with notation on the Map of court ordered settlement
117	4. of Park Avenue, east of	R-4	R-4	Voted 2-1 (Commissioner Bailey dissented) to approve a change to R-4

	Magnolia/Mr. Stephen A. Bullock			
120	NW intersection of Tharpe & Gloria Drive/Ms. Roberta & Mr. Larry Crombie	R-3	MR-1	Voted 3-0 to approve a change to R-3
121	S. of Lafayette, w. of Magnolia/Mr. Grant Gelhardt	UP-1	UP-1	Voted 3-0 to approve a change to UP-1
123	S. of Old St. Augustine, east of Indianhead Drive/ Mr. Herb Marshall	UP-1	UP-2	Voted 3-0 to approve a change to UP-2
122	W. of CCNE, north of Park Avenue/Mr. Herb Marshall	OR-3	OR-3	Voted 3-0 to approve a change to OR-3

The following individuals appeared before the Commission to speak on these items:

Mr. Claude	Walker	1330 Thomasville Road	72
Mr. Grant	Gelhardt	1906 Chuli Nene	33, 58, 123
Mr. Ken	Woodward	2045 Wahalaw Nene	58
Mr. Bruce	Wiener	1300 Thomaswood Drive	58, 106
Mr. James	Jarrett	2218 Monaghan Drive	112
Mr. Patrick	Strauss	P.O. Box 1382	105
Mr. T. Buddy	Strauss	P.O. Box 1382	105
Mr. Nick	Eppes	6754 Circle J. Drive	109
Mr. Roger S.	Crawford	Crawford Commercial	109
Mr. Bill	Douglas	2595 Centerville Road	109
Ms. Geneva	Hackley-Westley	2530 Lonbladh Road	109
Ms. Edna	Thomas	2510 Lonbladh Road	109
Mr. Bill	Brandt	1412 N. Randolph Cir.	107
Ms. Amy	Hsueh	1303 Covington Drive	113
Mr. Gary	Gargus	2041 Forest Glen Ct.	108
Mr. Wilbur A.	Sellars	1752 Old Bainbridge Rd.	115
Mr. Charles	Gardner	1300 Thomaswood Drive	116
Ms. Deborah	Newhall	117 ½ S. Monroe St.	116
Ms. Dorothy M.	Roberts	1506 Wikewa Nene	116
Mr. Carroll	Bullock	120 Reece Park Lane	117
Mr. Larry	Crombie		120
Mr. Herb	Marshall	1549 E. Indianhead Drive	121, 123

- Voted 3-0 to adopt **Ordinance No. 97-O-0042**

SUMMARY OF COMMISSION MEETING

OCTOBER 20, 1997

The City Commission met in special joint session with the Leon County Board of County Commissioners (County Commission) on October 20, 1997, in the Commission Chambers in City Hall with City Commissioners Maddox, Meisburg, Lightsey and Bailey, and County Commissioners Yordon, Joanos, Host and Sauls present and took the following action:

- Received a report on the two draft False Alarm Ordinances proposed for consideration, which had been developed through a lengthy process by a work group consisting of the following people:
 - Ms. Carol Hendrix, Assistant to the Police Chief
 - Mr. Patrick Kinni, Assistant County Attorney
 - Major George Kramer, Tallahassee Police Department
 - Major Keith Daws, Leon County Sheriff's Department
 - Lieutenant Phil Rivers, Leon County Sheriff's Department
 - Chief Ben Maclin, Tallahassee Fire Department
 - Mr. Bill Manley, Director of Operations of the Leon County Clerk's Office
 - Mr. Ken Mayo, Deputy Tax Collector of Tax Collector's Office
 - Mr. Ed Lopes, former Supervisor of Support Services for Leon County
 - Mr. Terre Cass, Court Director for the Leon County Clerk's Office
 - Mr. John Stott, Chief Deputy of the Leon County Clerk's Office
 - Captain John Livings, Leon County Sheriff's Department
 - Mr. Van Jones, Director of Leon County Management Information Services
 - Ms. Glenda Mock, Administrative Associate, provided staff support for the two year project
- Lengthy discussion focused on the creation of a hybrid ordinance which combined necessary components of draft Ordinances A and B, problems which had resulted during implementation of the old False Alarm Ordinance, preferences for establishing a system of graduated fines within the context of a refined Ordinance B, the need to fully educate the public about the ordinance upon adoption, and why schools and/or educational facilities were exempted from both draft ordinances. Additional discussion focused on methods of correcting problems which had resulted during implementation of the previous False Alarm ordinance, the fact that the previous ordinance had been implemented without having the benefit of the civilian citation process, and the need to obtain a breakdown, if possible, of the types of offenders such as educational facilities/public buildings, commercial establishments, or residences, in addition to data on the false alarm rate experienced by each of the different type of security systems available in the County.
- **The Joint Commission concurred to direct the staff to prepare a united staff recommendation for consideration at a future meeting**

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

Mr. Richard Smith, Leon County Emergency Management
Leon County Sheriff Larry Campbell
Tallahassee Police Chief Walt McNeil
Tallahassee Fire Chief Tom Quillon

SUMMARY OF COMMISSION MEETING

OCTOBER 22, 1997

The City Commission took the following action:

Item 1 - Received a plaque from Mr. Joe Kelly, President of the Tallahassee Area Chamber of Commerce and the Economic Development Council

Item 1.1 - Presentation of **proclamation** to Chief Walter McNeil, proclaiming October, 1997, as "**Crime Prevention Month**" in the City of Tallahassee

Item 1.2 - Presentation of **proclamation** to Misses Jamie Hoover, Danielle Bradley, Zaina Roberts and Master Clayton Moore, members of the Junior Bowling Championship Team, proclaiming Wednesday, October 22, 1997, as "**Junior Bowlers Day**" in the City of Tallahassee

Items 2-14, Consent Agenda - Voted 5-0 to approve the staff's recommendations presented in Consent Items 2-14, taking action as follows:

Item 2 - Ratified the emergency authorization to **A&L Underground Inc.** to **perform electric distribution work** (replacement of direct buried electric cables with new cables installed in conduit in the Rabbit Hill and Twin Lakes Subdivisions) in the amount of \$149,868 (*Option 1 as proposed by Electric Operations/Power Engineering*)

Item 3 - Awarded the bid for the **purchase of three (3) replacement power circuit breakers** to **GEC Alstom** (2-242 kV Power Circuit Breakers) and **Mitsubishi Electric Power Prod., Inc.** (1-121 kV Power Circuit Breakers), lowest responsible and responsive bidders meeting specifications, in the amounts of \$161,520 and \$48,000, respectively (*Option 1 as proposed by Electric Operations/Power Engineering*)

Item 4 - Approved the **1998 City Commission Meeting Schedule** as presented by the staff (*Option 1 as proposed by the City Manager*)

Item 5 - Awarded the bid for the **purchase of a digital camera system** and related automation to support the Tallahassee Police Department Identification Unit to **Desktop Darkroom**, lowest responsive and responsible bidder meeting specifications, in the amount of \$54,505; authorized the staff to expend FY96/97 Local Law Enforcement Block Grant funds to purchase this equipment (*Option 1 as proposed by the Police Department*)

Item 6 - Approved the negotiated contract Change Order, in the amount of \$628,655.77, with **Genesis Group, Inc.**, for the design of the Centerville Road One-Way Pair segment of the **Blair Stone Road Northern Extension** (*Option 1 as proposed by Public Works/Engineering*)

Item 7 - Approved the **six-month contract extension** amendment with The Newark Group Industries, Inc., d/b/a **Recycled Fibers Division**, assignee of Capital Recycling, Inc., for **processing and marketing recyclable materials**; the existing contract expires on December 31, 1997, and must be extended in order to provide for sufficient time to develop and issue a comprehensive Request for Proposals (RFP) for these services and receive and evaluate the responses (*Option 1 as proposed by Solid Waste Operations*)

Item 8 - Approved a **one year exemption to City Ordinance Section 3-40(a)(16)** and apply the exemption allowed in Chapter 3-40(b)(6) to allow attachment of up to **one hundred (100) banners** to selected utility poles along the perimeter of the **Florida Agricultural and Mechanical University (FAMU)** campus in honor of that institution being named TIME Magazine/The Princeton Review as "**College of the Year**" (*Option 1 as proposed by Utility Business and Customer Services*)

Item 9 - Introduced **Ordinance No. 97-O-0058**, which will amend Chapter 27 "Zoning, Site Plan and Subdivision Regulations" of the City Code by amending Section 18.9.B to clarify the prohibition against locating pre-1976 mobile homes within the City; the proposed ordinance is intended to clarify that the prohibition in the City's recently adopted Mobile Home Ordinance (97-O-0031AA) against moving pre-1976 mobile homes into the City is based on factors other than the date of the manufacture of the mobile home; set the public hearing date for Wednesday, November 12, 1997 at 6:00 p.m. (*Option 1 as proposed by Legal*)

Item 10 - Approved **Resolution No. 97-R-0037**, a resolution determining that the temporary closure of State roads is necessary for special events and authorizing the appropriate administrative officials to apply for

approval for temporary road closures to the Florida Department of Transportation for the appropriate permits (*Option 1 as proposed by the City Attorney*)

Item 11 - Approved the **settlement agreement** providing for payment of \$627,000 to **Ms. Jeanette K. Howell**, for the purchase of a 1.3 acre parcel, with assignment of continuing leases to the City, plus a total of \$100,000 for attorney fees, appraiser fees and engineer fees, arising from the **Eminent Domain action for Appleyard Drive** Parcels 105 and 105.1 (*Option 1 as proposed by Legal*)

Item 12 - Approved the **payment of the final fees and costs** for the taking of the parcels required for right-of-way for the **Old Bainbridge Road/Macomb Street Improvement Project**; the final payout of taking claims and fees amounts to \$120,000; approved a supplemental appropriation in the amount of \$115,500 to supplement the balance, \$4,500, of the work order for this project (95-327) which was completed some time back (*Option 1 as proposed by Legal*)

Item 13 - Approved the **minutes** of the April 23, 1997, and May 21, 1997, Regular meetings and the June 18, 1997, Special meeting (*Option 1 as proposed by the City Treasurer-Clerk's Office/Records Management*)

Item 14 - Authorized the staff to proceed with use of **The Uniform Assessment Collection Act**, as provided by Chapter 197, Section .3632, Florida Statutes, to **collect all future and currently outstanding special assessments**; authorized the staff to enter into agreements with the Leon County Property Appraiser and the Leon County Tax Collector, understanding that such agreement will provide for the Tax Collector to withhold from the amounts collected 2% of the amounts placed on the tax bill as compensation for his services; *The Uniform Assessment Collection Act* utilizes an existing and recurring administrative system (property tax billing system), eliminates redundant billing documents for citizens, and enhances the success of collection of City of Tallahassee special assessment payments (*Option 1 as proposed by the City Treasurer-Clerk's Office/Revenue*)

Item 15 - Deleted from the Agenda a funding request from the Tallahassee Youth Council Initiative and delayed to November 12, 1997

Item 16 - Voted 5-0 to rename **Southside Park** to Jack McLean Park and hold a dedication ceremony inviting Mr. McLean

Item 17 - Held a discussion and voted 5-0 to instruct staff to develop and implement "Instant Surplus Sales", a **new revenue opportunity** to sell the City's surplus goods on the internet and not to proceed with the "Tallahassee Training Institute" concept until a policy and fact finding discussion could be held at the next meeting, November 12, 1997

Item 18 - Held a discussion relative to **Architectural/Engineering Continuing Contracts** and voted 5-0 to approve **Options A.1 and B.1 as amended:***

- authorize the use of Continuing Services Contracts for similar, recurring routine projects, as defined in Attachment A, as follows:
 - Continuing Services Contracts shall have no threshold limit for professional fees.
 - Two (2) year limitation on contract lengths with one (1) year extension with Commission approval.
 - Encourage the use of multiple consultants and a mix of large and small firms.

- For non-routine projects and projects where the fee for A/E services exceeds the following amounts, separate RFPs will be issued for each project.

Stormwater Engineering	\$300,000
Roadway Engineering	\$250,000
Architectural & Engineering	\$ 50,000 *
Water & Sewer Utility Engineering	\$250,000
Electrical Utility Engineering	\$300,000

- * adding a cap of \$50,000 to the Architectural & Engineering fees or a \$500,000 cap to construction costs;

authorize staff to proceed with new restrictions/limitations adopted by the Commission and reissue the two (2) RFPs for City Engineering City-wide Architectural Continuing Services Contract and allow the two (2) Continuing Services Contracts for Airport Architectural Continuing Services to proceed;

also to review the current process of departments having the capability to issue RFP's without intervention from Procurement Services and bring back changes to the Purchasing Policy in 30 days

Item 19 - Voted 5-0 to approve the **right-of-way acquisition terms with Federal Correctional Institute (FCI)** in concept and authorize the City Manager to finalize negotiations and to execute an agreement with FCI for the acquisition, including authorization of funding of the roadway and site improvements requested by FCI from the project budget (*Option 1 as proposed by Public Works/Engineering*)

Item 20 - Delayed introduction of **Ordinance No. 97-O-0021**, which would amend the Environmental Management Ordinance (97-O-0021) to provide for language relative to natural area and landscape issues and suggested taking it back to workshop with city departments; also to obtain input from the focus group that had worked on this a year ago for current feedback

Item 21 - Received a **status report** relative to the suggested **Skateboard Park** and requested that the Parks and Recreation Department evaluate each possible site and bring another status report back to the Commission on November 12, 1997 with a recommendation

Item 22 - Mr. Eugene Danaher, Rt. 3 Box 249, appeared before the Commission and discussed the Geographic Information Systems (GIS) contracts managed by Utility Support Services

Item 23 - Ms. Beth LaCivita appeared before the Commission, standing in for Mr. Segundo Fernandez, and thanked the Commission for its continuing support of Historic Preservation inviting the Commissioners and City Manager on a tour of Historic properties Saturday, October 25, 1997

Item 24 - Mr. Kevin Koelemij, representing Club Park Avenue (CPA) 1220 South Gadsden Street, appeared before the Commission to request special permission to host "Halloween In The Park" at Ponce De Leon Park. Voted 3-1 (Commissioner Lightsey dissented) to allow this event to go forward under the restriction that it would not in any way interfere with the children's celebration scheduled for earlier in the evening and would be monitored closely by off-duty police to avert any potential problems; the Commission directed CPA to work with staff on details such as timing, ingress, egress, etc.

Item 25 - Held a public hearing and voted 5-0 to adopt **Ordinance No. 97-O-0052AA**, introduced on October 8, 1997, which amends Chapter 27 "Zoning, Site Plan, and Subdivision Regulations" of the City Code providing for a process to have appeals of staff and Development Review Committee (DRC) decisions heard by a Hearing Officer; authorized the City Attorney to enter into a contract with the Division of Administrative Hearings (DOAH) for Hearing Officer services (*Option 1 as proposed by Legal*)

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

Mr. Russ McGregor, 3102 Ortega Drive
Ms. Deborah Newhall, 1518 Rankin Avenue

Item 26 - Held a public hearing and voted 5-0 to adopt **Ordinance No. 97-O-0056**, introduced on October 8, 1997, which amends Chapter 27 "Zoning, Site Plan, and Subdivision Regulations" of the City Code providing for a seventh member of the Tallahassee-Leon County Planning Commission and establishing guidelines for appointment and reasons for termination of a member, and addressing Planning Commission membership on the Architectural Review Board (*Option 1 as proposed by Planning*);*correcting scrivener's errors referring to the County versus the City*

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

Mr. Russ McGregor, 3102 Ortega Drive
Mr. Dan McDaniel, 1907 Ivan Drive
Ms. Deborah Newhall, 1518 Rankin Avenue
Mr. Ted Thomas, Route 7

Item 27 - Held a public hearing and voted 3-2 (Commissioners Lightsey and Meisburg dissented) to adopt **Ordinance No. 97-O-0057**, which establishes the **salary of the Mayor** at an equal amount to that of the Chairman of the Board of County Commissioners of Leon County, Florida (*Option 1 as proposed by the City Attorney*)

Item 28 - Held a public hearing and voted 5-0 to accept public comment on the project, close the public hearing, and postpone making a decision on the Amended Development Order (DO) until July 22, 1998 (nine months) to enable DMS

to adequately address transportation improvement issues. Under this option, DMS will be responsible for contacting the City once DMS has been able to adequately address transportation improvement issues. Once DMS contacts the City, the City will schedule and advertise a new public hearing. The cost of advertising a new public hearing will be borne by DMS. Also included in this option, the concurrency capacity reserved for this project will be maintained until July 22, 1998 (nine months) and a new concurrency application will be required to be submitted by DMS if an Amended DO has not been approved by July 22, 1998.) for **Phase 2 of the Capital Circle Office Complex (formerly the State Satellite Office Complex) Development of Regional Impact (DRI)**. (*Option 3 as proposed by Growth Management*)

- Ms. Deborah Newhall, 1518 Rankin Avenue, appeared before the Commission relative to this item.

Item 29 - Held a public hearing and voted 5-0 to approve the allocation recommendations of the Law Enforcement Block Grant Advisory Board and authorized the expenditure of **Department of Justice Block Grant funds** as follows: (*Option 1 as proposed by the Police Department*)

Program	Federal Grant	Matching Funds	Total Project
Project CREATE Youth Employment Program	\$38,800	\$4,312	\$43,112
Leon County Court Juvenile Drug Court	\$40,500	\$4,500	\$45,000
Leon County Court/ Neighborhood Justice Center Restorative Justice	\$27,500	\$3,055	\$30,555
JARC Booking Unit	\$54,000	\$6,000	\$60,000
Department of Neighborhood and Community Services Neighborhood Clean-Up	\$13,500	\$1,500	\$15,000
Tallahassee Police Dept. Mobile Command Bus	\$250,000-\$319,500	\$27,778-\$35,500	\$277,778-\$355,000
Equipment/Automation:	\$58,005	\$6,445	\$64,450
Advanced Investigative Training	\$9,548	\$1,060	\$10,608

Unagendaed Speakers:

Ms. Nan Boynton, 8015 Evening Star Lane, appeared before the Commission relative to her donation of land for the Skate Park, to clarify a few issues regarding the property, and read, for the record, a statement that indicated she would leave the offer open until December 31, 1997

Ms. Clifton Lewis, 1021 Railroad Square, appeared before the Commission relative to the donation from Ms. Boynton of her property for a skate park, and suggestions of possible property around town that could be used for a shelter or refuge for battered and abused women. She also announced there was a benefit scheduled at the Warehouse Sunday night, October 26th at 7 p.m. and the money would go to the Refuge House

SUMMARY OF CITY COMMISSION MEETING

NOVEMBER 5, 1997

The City Commission met in special workshop session on November 5, 1997, in the Commission Chambers of City Hall, with City Commissioners Mayor Maddox, Commissioner Lightsey and Commissioner Bailey present and took the following action:

2010 COMPREHENSIVE PLAN AMENDMENTS, CYCLE 1998-1

- The following Cycle 98-1 Amendments to the 2010 Comprehensive Plan (Comp Plan), proposed for transmittal to the Florida Department of Community Affairs (FDCA), were considered for tentative City Commission positions:

Item #	Amendment To:	Nature of Proposed Amendment	Planning Staff Recomm	LPA Recommendations	County Commission Position
98-1-M-001	FUTURE LAND USE MAP (Northeast corner of Miccosukee Road and Kuhlacres Drive)	<i>Withdrawn by Applicant September 24, 1997</i>			
98-1-M-002	FUTURE LAND USE MAP (Northeast corner of East College Avenue and Franklin Boulevard)	From: Residential Preservation To: Mixed Use C 0.30 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-003	FUTURE LAND USE MAP (Select properties fronting on both sides of Glenview Drive between Meridian Road and Thomasville Road)	From: Residential Preservation To: Mixed Use A 4.89 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-004	FUTURE LAND USE MAP (Southwest corner of Four Points Way and South Adams Street)	From: Mixed Use B To: Heavy Industrial 7.73 Ac.	Approval	Plan Amendment - Approval	Denial
98-1-M-005	FUTURE LAND USE MAP (Northwest corner of South Meridian Street and Magnolia Drive)	From: Residential Preservation To: Central Urban 0.16 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-006	FUTURE LAND USE MAP (Multiple parcels fronting on the north side of East Park Avenue between Belmont and Ferndale Roads)	From: Residential Preservation To: Mixed Use C 9.35 Ac.	Denial	Plan Amendment - Denial	Defer to City Commission (Denial)
98-1-M-007	FUTURE LAND USE MAP (Property fronting on the north side of Chowkeebin Nene between Apakin Nene and East Indianhead Drive)	From: Residential Preservation To: Mixed Use C 0.57 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-008	FUTURE LAND USE MAP (Property fronting on the east side of Thomasville Road north of Kerry Forest Parkway)	<i>Withdrawn by Applicant October 8, 1997</i>			
98-1-M-009	FUTURE LAND USE MAP (Various areas located west of the existing Woodville rural community)	From: Urban Fringe To: Rural Community 639.90 Ac.	Denial	Plan Amendment - Denial	Approval

98-1-010	New EDUCATION ELEMENT	New Element	Approval with Modifications	Approval with Modifications	Approval with Modifications to Policy 1.2.6
98-1-011	GLOSSARY	Adds definitions for "Schools" and "Ancillary Education Facilities"	Approval with Modifications	Approval with Modifications	Approval with Staff Modifications
98-1-012	INTERGOVERNMENTAL COORDINATION ELEMENT	Add new Objective 1.9 & new Policy 1.9.1 which sets forth an Educational Review Committee and requires city and county to coordinate their plans with those of the schools.	Denial	Denial	Denial
98-1-013	CAPITAL IMPROVEMENTS ELEMENT	Add new section 10, titled, "Sunset of Unfunded Requirements," under the heading of "Programs to Ensure Implementation"	Approval with Modifications	Tabled for more information	Approval with Staff Modifications
98-1-014	LAND USE ELEMENT	Add Sector Planning provisions; Delete Goal 8 and related policies which set forth the Bradfordville Sector Plan.	Denial	Approval of Sector Planning Goal, Objective, and Policy Denial of Changes to Bradfordville Goal, Objectives and Policies	Denial
98-1-015	LAND USE ELEMENT	Add statement to Land Use Narrative which sets forth required provisions for the new Education Element when adopted.	Denial	Denial	Approval Staff Alternative Language
98-1-016	LAND USE ELEMENT	Delete Objective 3.1 and Policies 3.1.1 through 3.1.6 regarding commercial site location standards.	Denial	Denial	Denial
98-1-017	SANITARY SEWER SUB-ELEMENT	Add language to Policy 3.1.4 (SS) pertaining to the cost of sanitary sewer for new development	Denial	Denial	Denial
98-1-018	LAND USE ELEMENT, CONSERVATION ELEMENT, GLOSSARY	Amends or deletes policies pertaining to significant slopes (10 to 20%), the coordination of uses with soils and topography, and the City definition	Denial	Denial	Denial

		of native forest.			
98-1-019	SANITARY SEWER SUB-ELEMENT	Proposed changes to Water / Sewer agreement			
98-1-020	LAND USE ELEMENT	Amend Policy 1.7.3 (LU) Low Density Office Residential development pattern - applicability of floor area ratio limits to existing buildings	Approval	Approval with Modifications	Approval
98-1-021	LAND USE ELEMENT	Amend Policy 1.7.5 (LU) Village Center development pattern			
98-1-022	LAND USE ELEMENT	Amend Land Use Narrative - changes to Mixed Use percentages	Approval	Approval	Approval
98-1-023	LAND USE ELEMENT	Amend Policies 1.7.2, 1.7.4, 1.7.6, & 1.7.8 (LU) - change minimum density to 6 du/acre	Approval	Approval	Approval with Modifications Minimum Density @ 4 du/ac.
98-1-M-024	FUTURE LAND USE MAP (Southeast corner of Pasco Street and Orange Avenue)	From: Residential Preservation To: Mixed Use B 0.36 Ac.	Approval (Village Center dev. pattern) Revised Staff Recomm. - Denial	Plan Amendment - Approved	Approval

Map Amendment 98-1-M-002

- Voted 3-0-2 (Commissioners Meisburg and Weaver being absent) to deny this amendment

Map Amendment 98-1-M-003

- Concurred to defer this amendment until a full body of Commissioners was present

Map Amendment 98-1-M-004

- Voted 3-0-2 (Commissioners Meisburg and Weaver being absent) **to approve this amendment**

Map Amendment 98-1-M-005

- Voted 2-1-2 (Commissioner Lightsey opposed, Commissioners Meisburg and Weaver being absent) to approve this amendment

Map Amendment 98-1-M-006

- Voted 2-0-3 (Commissioners Meisburg and Weaver being absent, Commissioner Bailey abstaining) to deny this amendment

Map Amendment 98-1-M-007

- Voted 2-1-2 (Commissioner Bailey opposed, Commissioners Meisburg and Weaver being absent) to deny this amendment

Map Amendment 98-1-M-009

- Voted 3-0-2 (Commissioners Meisburg and Weaver being absent) to deny this amendment

Map Amendment 98-1-M-024

- Voted 3-0-2 (Commissioners Meisburg and Weaver being absent) to deny this amendment

Map Amendment 98-1-010

- Concurred to accept Mayor Maddox's recommendation to defer all text amendments to a subsequent meeting until a full Commission body was be present

SUMMARY OF CITY COMMISSION MEETING

NOVEMBER 12, 1997

The City Commission took the following action:

Item 1 - Presented a **Certificate of Appreciation** to **Mr. Lin Black**, Commercial Collection Driver, Solid Waste, in recognition of his attentive customer service, desire to excel and meritorious conduct on behalf of the City

Item 2 - Presented a **Plaque** to **Mr. Terryl Reiner Saalman, Jr.**, officially naming Reiner Road, thereby celebrating three generations of family members as City employees

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

Ms. Cynthia Causseaux
Mr. Terry Saalman
Mr. Terryl Reiner Saalman, Jr.

Item 3 - Presented a **Proclamation** to representatives from the Solid Waste Department, Recycling Division, proclaiming November 15, 1997, as "**Tallahassee Recycles Day**" in the City of Tallahassee, in recognition of the declaration of "America Recycles Day" and "Florida Recycles Day" on November 15, 1997

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

Ms. Diana Hanson, Executive Director, Keep Tallahassee Beautiful
Ms. Nancy Paul, Vice Chair of Board of Directors, Keep Tallahassee Beautiful

Items 4-23, Consent Agenda - Voted 5-0 to approve the staff's recommendations presented in Consent Items 4-11 and 13 - 23, taking action as follows:

Item 4 - Accepted the **Risk Management Annual Report** as presented by the Risk Management Office and the Insurance Advisory Board (*Option 1 as proposed by Treasurer-Clerk's Office/Risk Management*)

Item 5 - Approved the recommendation of the Sinking Fund Commission and awarded a contract for **Investment Consultant Services** to **Arthur Anderson LLP**, with fees in accordance with Attachment A of the Agreement; approved and authorized the staff to execute a **revised contract** with **Prudential Insurance Company of America** for the investment and administrative services necessary for the MAP (401k Plan) and RSVP (457 Deferred Compensation Plan) **Guaranteed Interest Account** (*Option 1 as proposed by Treasurer-Clerk's Office/Asset/Liability Management*)

Item 6 - Awarded a Continuing Price Agreement for the **purchase of sulfuric acid** to **Lucier Chemicals Industries, Inc.**, lowest responsive and responsible bidder meeting specifications, estimated amount of \$25,000 per fiscal year, for an initial period of three (3) years (*Option 1 as proposed by Electric Operations/Production*)

Item 7 - Awarded a Continuing Price Agreement for the purchase of pipe and pipe fittings, brass, copper, CPVC, carbon steel, chrome-moly and PVC materials to **Piping and Equipment, Inc.**, lowest responsive and responsible bidder meeting specifications, for a period of three (3) years; awarded a Continuing Price Agreement for the purchase of T304/304L material to **McJunkin Corporation**, lowest responsive and responsible bidder meeting specifications, for a period of three (3) years, in the evaluated cost to the City on recommended items of \$42,565.20 and \$30.57, respectively (*Option 1 as proposed by Electric Operations/Production*)

Item 8 - Ratified the City Manager's emergency authorization, in the amount of \$350,000, for the additional **repairs required for the Hopkins Unit 1 turbine/generator**; authorized an additional **transfer of funds**, in the amount of \$50,000, from the Hopkins Master Work Order (WO #98292) to the Hopkins Unit 1 Turbine/Generator Overhaul Work Order (WO #97205) (*Option 1 as proposed by Electric Operations/Production*)

Item 9 - Authorized the **transfer of funds**, in the amount of \$25,000, from the Hopkins Master Work Order (WO #98292) to the **Hopkins Facilities Expansion and Upgrade** Work Order (WO #95157) to clear the deficit balance due to additional design engineering charges booked to the project and provide for a sufficient project contingency (*Option 1 as proposed by Electric Operations/Production*)

Item 10 - Approved the Selection Committee's ranking of the following firms and awarded a contract to the top two ranked firms, **Raytheon Engineers & Constructors** and **Sargent & Lundy**, for a **General Services Agreement (GSA)**, with a one year renewal option, for **Production Engineering Services**; authorized the City Manager to execute the GSA following the negotiations subject to review by the City Attorney: *(Option 1 as proposed by Electric Operations/Production)*

1. Raytheon Engineers & Constructors
2. Sargent & Lundy
3. Southern Company
4. Sandwell
5. Watkins Engineering & Constructors

Item 11 - Approved Contract Amendment #1 to **Taul Enterprises**, in the amount of \$150,000, for the **Purdom Plant Painting Project contract** to cover the additional work for the painting of structural steel in the Units 1-4 area; authorized the City Manager to approve an additional \$20,000 for additional repair and painting as required, to be funded from Work Order #98173 (Purdom Plant Painting) *(Option 1 as proposed by Electric Operations/Production)*

Item 12 - Pulled from Consent the award of a bid for the purchase of a mobile electric substation from Pauwels Contracting, Inc., lowest responsive and responsible bidder meeting specifications, in the amount of \$1,025,946 (Option 1 as proposed by Electric Operations/Transmission & Distribution)

Item 13 - Approved the Selection Committee's ranking of the following firms and authorized the staff to negotiate contracts with the top three ranked firms, **Black & Veatch**, **R.W. Beck**, and **Stone & Webster**, for **Consulting Engineering Services** for electric power supply, reliability, and transmission planning services: *(Option 1 as proposed by Electric Operations/Production)*

6. Black & Veatch
7. R.W. Beck
8. Stone & Webster
9. Burns & McDonnell
10. EDS
11. Power Technologies
12. Energy and Environmental Economics

Item 14 - Approved the following reprogramming of funds, including the transfer of expenditures and encumbrances, and the establishment of the two new work orders title **CMMS - Electric Production**, in the amount of \$250,000, and **CMMS - Water & Sewer**, in the amount of \$100,000; approved the Selection Committee's ranking of firms and awarded a contract for the implementation of the **computer based work maintenance management system (CMMS) to Champs Software**; authorized the City Manager to execute the contract once the terms and conditions are negotiated: *(Option 1 as proposed by Electric Operations and Water & Sewer and ISS)*

ELECTRIC PRODUCTION

WORKORDER	DESCRIPTION	AMOUNT
	Electric Undesignated RR&I	-\$100,000
96755	Hopkins CMMS System	-\$150,000 Includes expenditures, encumbrances & balance
	Total	-\$250,000

WATER & SEWER

WORKORDER	DESCRIPTION	AMOUNT
	Water RR&I Unappropriated Balance	-\$70,000
97112	Energy Eff. Improvements - LBR & TPS	-\$30,000
	Total	-\$100,000

COMBINED

WORKORDER	DESCRIPTION	AMOUNT
NEW	CMMS System - Electric Production	\$250,000
NEW	CMMS - Water & Sewer	\$100,000
	Total	\$350,000

Item 15 - Approved an **agreement with Leon County** which transfers approximately 3 acres of the City owned site at Holton Street and Orange Avenue to Leon County for the purpose of constructing a **new public health facility**; the funds for the acquisition of the site came from the previous year's CDBG Program and the County will contribute \$105,000 toward infrastructure improvements which will support both the health facility and single family homes (*Option 1 as proposed by Neighborhood & Community Services/Housing*)

Item 16 - Awarded General Contract Price Agreements for general contractor services to **Arnold Design & Construction, Inc., Bass Construction Company, Inc., and Construction Support SE, Inc.**, lowest responsive and responsible bidders meeting specifications, in the estimated annual cost of \$200,000.00 (*Option 1 as proposed by Management and Administration/Purchasing*)

Item 17 - Approved the purchase of **RouteSmart Software** (produced by Bowne Distinct, Ltd.), a comprehensive computerized routing system which automates the **creation and generation of routes for residential and commercial solid waste collection** and assists in optimizing resources; the RouteSmart software, including installation, implementation and training, will cost \$74,970 for the residential and commercial sanitation collection modules; annual maintenance costs (for system upgrades and technical support) will cost \$8,400 starting the second year (*Option 1 as proposed by Solid Waste Operations*)

Item 18 - Adopted **Resolution No. 97-R-0039**, a resolution adopting and authorizing execution of a **Transfer Agreement** between the City of Tallahassee, Comcast Cablevision of Tallahassee, Inc., Ralph J. Roberts and Brian L. Roberts; authorized the City Manager to execute the agreement (*Option 1 as proposed by Office of Cable Regulations and Utilities Support Services*)

Item 19 - Awarded a contract for the **sandblasting and painting of four hundred (400) fire hydrants** annually for the next three (3) years to **Lewis Concrete Construction of Tallahassee**, lowest responsive and responsible bidder meeting specifications, in the annual amount of \$21,400 (*Option 1 as proposed by Water Utilities*)

Item 20 - Ratified the City Manager's approval for the **emergency purchase and installation of 500 feet of 36" wastewater force main**, in the amount of \$165,887.99, necessitated by the **Capital Circle Northeast Widening Project**; Change Orders were issued to U.S. Pipe & Foundry (\$51,668.24), Capital City Pipes (\$11,500.00), and Blankenship & Lee Construction, Inc. (\$102,719.75) (*Option 1 as proposed by Water Utilities*)

Item 21 - Approved the submittal of an application to the FCC to split the existing bandwidth for the radio portion of the **Water and Sewer Supervisory Control and Data Acquisition (SCADA) Telemetry System**; approved an award for the sole source purchase of the SCADA upgrade equipment, in the amount of \$63,695.00, to Bristol Babcock, Inc., contingent upon FCC approval of the application (*Option 1 as proposed by Water Utilities*)

Item 22 - Approved **Resolution No. 97-R-0040**, a resolution of the City of Tallahassee City Commission determining the necessity of the acquisition by **eminent domain** by the City of Tallahassee certain property within the City limits for the purpose of improving, constructing and maintaining that the public would benefit therefrom, and authorizing the City Attorney to institute eminent domain proceedings on behalf of the City to acquire such property for the public purpose of improving, construction and maintaining Bryan Drive and Stadium Drive, as part of the **Byran/Stadium Drive Realignment Project and the Call Street P.A.S.S. Project** (*Option 1 as proposed by Legal*)

Item 23 - Approved the **minutes** of the April 9 and August 27, 1997, Regular meetings, and the August 25, 1997, Joint City-County 2010 Comprehensive Plan Evaluation and Appraisal Report (EAR) Workshop (*Option 1 as proposed by Treasurer-Clerk's Office/Records Management*)

Item 12 (*pulled from Consent for discussion*) - Voted 5-0 to purchase a **mobile electric substation** from **Pauwels Contracting, Inc.**, lowest responsive and responsible bidder meeting specifications, in the amount of \$1,025,946 (*Option 1 as proposed by Electric Operations/Transmission & Distribution*)

Item 24 - Voted 5-0 to appropriate funds in the amount of \$35,000 for the **Tallahassee Youth Council Initiative, Inc.**, and authorize the staff to negotiate and execute a performance based contract for the same **to include performance**

standards and a monitoring system for measuring results; this will require an outlay of \$35,000 in Juvenile Justice Set-Aside funds, leaving a balance of \$2,198.71 in that account (*Option 1 as proposed by Neighborhood and Community Services and amended by the Commission*) Also requested additional information on how many participants had completed all three programs and each individual program

Item 24.1 - Voted 5-0 to direct the Planning Department to initiate rezoning of Parcel #21-24-20-005-0000, owned by Mr. Jack Feinberg, from R-1 to R-3 due to a scrivener's error during the recent Site Specific Zoning Hearings

Item 25 - Voted 4-1 (Commissioner Lightsey dissented) to amend **Parks Ordinance No. 88-0-0167**, adopted December 14, 1988, to allow for the sponsorships of controlled events for non-profit organizations, with limited use of advertising, based on authorization by the City Manager or designee, and modifies the list of those facilities open for events involving the use of alcohol to include all City property (*Option 1 as proposed Parks and Recreation and amended by the Commission*)

Item 26 - Voted 4-0 (Mayor Maddox absent) to authorize the staff to borrow an additional \$6,000 from the Housing Trust Fund to pay additional costs associated with the **acquisition and rehabilitation of the house located at 551 West Georgia Street** as part of the City's **Affordable Housing Target Issue** of establishing a tradition of reinvesting in our low and moderate income communities; the initial amount requested was \$26,000, of which \$6,000 was for the actual purchase of the property, and \$20,000 was for materials and skilled labor that were not donated (*Option 1 as proposed by Neighborhood and Community Services*)

Item 27 - Heard an update and recommendations for implementation of a plan to mitigate noise impacts identified in the **Tallahassee Regional Airport FAR Part 150 Noise Compatibility Study** from **Mr. Dave Rickerson, Transportation Solutions, Inc.**; directed staff to review previous Agenda Items and Minutes regarding this issue and bring it back to the Commission; requested a map of the study area showing the existing uses, existing land uses and zoning designations; requested assurance that the City Commission had not taken any action during Site Specific Zoning Hearings or through Comprehensive Plan Amendments that would impact the lake system inadvertently, given the fact that this study indicates residential was not appropriate in these areas and recommends, by default, commercial or industrial uses; requested staff to also look at whether the homes slated for purchase would qualify under the affordable housing parameters for any relocation money (*Option 1 as proposed by Aviation/Airport Finance and amended by the Commission*)

Item 28 - Voted 4-0 (Mayor Maddox absent) to approve staff's recommendation to **partner with the Downtown Improvement Authority, Convention and Visitors Bureau, and Chamber of Commerce** in exploring the possibility of **constructing an IMAX theater in downtown Tallahassee**; authorized the expenditure of up to \$10,000 from the capital budget to conduct the feasibility study; authorized staff to enter into an agreement with the Downtown Improvement Authority to bid this study to consultants specializing in small community **IMAX theater feasibility studies**; if both the Kleman Plaza Site and the Innovation Park Site are studied, request that incremental costs be borne by FSU (*Option 1 as proposed by Economic Development and amended by the Commission*)

- Mr. Michael Sullivan, IMAX Consultant, appeared before the Commission relative to this item.

Item 29 - Voted 4-0 (Mayor Maddox absent) to approve additional technical assistance from **TIA Solid Waste Management Consultants** in order to prepare for **Solid Waste Program** changes (*Option 1 as proposed by Solid Waste Operations*)

Item 30 - Voted 3-1-0 (Commissioner Weaver dissenting and Mayor Maddox absent) to authorize staff to investigate any viable business ventures that have potential to generate revenues for the City within two years of startup provided a private sector impact assessment has been prepared as part of the business plan (*Option 1 as proposed by Utility Business & Customer Services*)

Item 31 - Voted 4-0 (Mayor Maddox absent) to approve the **agreement negotiated with the City of St. Marks** relative to compensation to the City of St. Marks in relation to the impact of the construction of Purdom Unit 8 Generating Station; the total costs associated with the agreement are \$505,600 (*Option 1 as proposed by Electric Operations/Production*)

Item 31.1 - Voted 5-0 to approve the **Buckhead Phase 1B Subdivision Plat**, developed by Buckhead Partnership, a Florida General Partnership, with Joseph R. & Nancy A. Hannon as General Partners, consisting of approximately 47.82 acres subdivided into 45 lots planned as Single Family Detached Dwellings, located on Centerville Road, approximately 700 feet north of Interstate 10, east of Centerville Road, and south of Buckhead Phases 1A and 2A; joined in the dedication, for annual recurring maintenance cost estimated at \$10,400 (*Option 1 as proposed by Public Works/Engineering*)

Item 32 - Mr. Eugene Danaher, Route 3, Box 249, appeared before the Commission and discussed the City's Telecommunications Strategic Plan

Item 33 - Mr. D. Paul Sondel, 1204 Terrace Street, Unit #2, appeared before the Commission and discussed policy issues relative to billing for electrical utility use

Item 34 - Voted 4-0 (Mayor Maddox absent) to adopt **Ordinance No. 97-O-0058**, introduced on October 22, 1997, which will amend Chapter 27 "Zoning, Site Plan and Subdivision Regulations" of the City Code by amending Section 18.9.B to clarify the prohibition against locating pre-1976 mobile homes within the City; the proposed ordinance is intended to clarify that the prohibition in the City's recently adopted Mobile Home Ordinance (97-O-0031AA) against moving pre-1976 mobile homes into the City is based on factors other than the date of the manufacture of the mobile home (*Option 1 as proposed by Legal*)

Item 35 - Voted 4-0 (Mayor Maddox absent) to approve **amendments to the Consolidated Plan (CP) Annual Action Plan** for FY1998 (a plan to meet affordable housing needs in the community), and instruct the staff to complete the public administrative review process and submit the CP Annual Action Plan Amendments to the State of Florida Housing and Urban Development (HUD) for approval (*Option 1 as proposed by Neighborhood and Community Services/Housing*)

Unagendaed Speakers:

Mr. Eugene Danaher, Route 3 Box 249, appeared before the Commission to speak against the passage of Agenda Item 30

SUMMARY OF CITY COMMISSION SPECIAL MEETING

NOVEMBER 19, 1997

The City Commission met in special workshop session on November 19, 1997, in the Commission Chambers of City Hall, for the purpose of taking a tentative position on the Cycle 98-1 Amendments to the 2010 Comprehensive Plan (Comp Plan) with City Commissioners Meisburg, Lightsey, Weaver and Bailey present and took the following action:

2010 COMPREHENSIVE PLAN AMENDMENTS, CYCLE 1998-1

- The following amendments were before the Commission for consideration and tentative position:

Item #	Amendment To:	Nature of Proposed Amendment	Planning Staff Recomm	LPA Recommendations	County Commission Position
98-1-M-001	FUTURE LAND USE MAP (Northeast corner of Miccosukee Road and Kuhlacres Drive)	<i>Withdrawn by Applicant September 24, 1997</i>			
98-1-M-002	FUTURE LAND USE MAP (Northeast corner of East College Avenue and Franklin Boulevard)	From: Residential Preservation To: Mixed Use C 0.30 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-003	FUTURE LAND USE MAP (Select properties fronting on both sides of Glenview Drive between Meridian Road and Thomasville Road)	From: Residential Preservation To: Mixed Use A 4.89 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-004	FUTURE LAND USE MAP (Southwest corner of Four Points Way and South Adams Street)	From: Mixed Use B To: Heavy Industrial 7.73 Ac.	Approval	Plan Amendment - Approval	Denial
98-1-M-005	FUTURE LAND USE MAP (Northwest corner of South Meridian Street and Magnolia Drive)	From: Residential Preservation To: Central Urban 0.16 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-006	FUTURE LAND USE MAP (Multiple parcels fronting on the north side of East Park Avenue between Belmont and Ferndale Roads)	From: Residential Preservation To: Mixed Use C 9.35 Ac.	Denial	Plan Amendment - Denial	Defer to City Commission (Denial)
98-1-M-007	FUTURE LAND USE MAP (Property fronting on the north side of Chowkeebin Nene between Apakin Nene and East Indianhead Drive)	From: Residential Preservation To: Mixed Use C 0.57 Ac.	Denial	Plan Amendment - Denial	Denial
98-1-M-008	FUTURE LAND USE MAP (Property fronting on the east side of Thomasville Road north of Kerry Forest Parkway)	<i>Withdrawn by Applicant October 8, 1997</i>			
98-1-M-009	FUTURE LAND USE MAP (Various areas located west of the existing Woodville rural community)	From: Urban Fringe To: Rural Community 639.90 Ac.	Denial	Plan Amendment - Denial	Approval
98-1-	New EDUCATION	New Element	Approval	Approval	Approval

010	ELEMENT		with Modifications	with Modifications	with Modifications to Policy 1.2.6
98-1-011	GLOSSARY	Adds definitions for "Schools" and "Ancillary Education Facilities"	Approval with Modifications	Approval with Modifications	Approval with Staff Modifications
98-1-012	INTERGOVERNMENTAL COORDINATION ELEMENT	Add new Objective 1.9 & new Policy 1.9.1 which sets forth an Educational Review Committee and requires city and county to coordinate their plans with those of the schools.	Denial	Denial	Denial
98-1-013	CAPITAL IMPROVEMENTS ELEMENT	Add new section 10, titled, "Sunset of Unfunded Requirements," under the heading of "Programs to Ensure Implementation"	Approval with Modifications	Tabled for more information	Approval with Staff Modifications
98-1-014	LAND USE ELEMENT	Add Sector Planning provisions; Delete Goal 8 and related policies which set forth the Bradfordville Sector Plan.	Denial	Approval of Sector Planning Goal, Objective, and Policy Denial of Changes to Bradfordville Goal, Objectives and Policies	Denial
98-1-015	LAND USE ELEMENT	Add statement to Land Use Narrative which sets forth required provisions for the new Education Element when adopted.	Denial	Denial	Approval Staff Alternative Language
98-1-016	LAND USE ELEMENT	Delete Objective 3.1 and Policies 3.1.1 through 3.1.6 regarding commercial site location standards.	Denial	Denial	Denial
98-1-017	SANITARY SEWER SUB-ELEMENT	Add language to Policy 3.1.4 (SS) pertaining to the cost of sanitary sewer for new development	Denial	Denial	Denial
98-1-018	LAND USE ELEMENT, CONSERVATION ELEMENT, GLOSSARY	Amends or deletes policies pertaining to significant slopes (10 to 20%), the coordination of uses with soils and topography.	Denial	Denial	Denial

		and the City definition of native forest.			
98-1-019	SANITARY SEWER SUB-ELEMENT	Proposed changes to Water / Sewer agreement	<i>Withdrawn</i>		
98-1-020	LAND USE ELEMENT	Amend Policy 1.7.3 (LU) Low Density Office Residential development pattern - applicability of floor area ratio limits to existing buildings	Approval	Approval with Modifications	Approval
98-1-021	LAND USE ELEMENT	Amend Policy 1.7.5 (LU) Village Center development pattern	<i>Withdrawn</i>		
98-1-022	LAND USE ELEMENT	Amend Land Use Narrative - changes to Mixed Use percentages	Approval	Approval	Approval
98-1-023	LAND USE ELEMENT	Amend Policies 1.7.2, 1.7.4, 1.7.6, & 1.7.8 (LU) - change minimum density to 6 du/acre	Approval	Approval	Approval with Modifications Minimum Density @ 4 du/ac.
98-1-M-024	FUTURE LAND USE MAP (Southeast corner of Pasco Street and Orange Avenue)	From: Residential Preservation To: Mixed Use B 0.36 Ac.	Approval (Village Center dev. pattern) Revised Staff Recomm. - Denial	Plan Amendment - Approval	Approval

- Voted 4-0-1 (Commissioner Maddox being absent) to deny Map Amendment 98-1-M-002
- Voted 3-1-1 (Commissioner Bailey being opposed, Commissioner Maddox being absent) to deny Map Amendment 98-1-M-003
- Voted 4-0-1 (Commissioner Maddox being absent) to approve Map Amendment 98-1-M-004
- Voted 3-1-1 (Commissioner Bailey being opposed, Commissioner Maddox being absent) to deny Map Amendment 98-1-M-005
- Voted 3-0-2 (Commissioner Bailey abstaining, Commissioner Maddox being absent) to deny Map Amendment 98-1-M-006
- Voted 3-1-1 (Commissioner Bailey being opposed, Commissioner Maddox being absent) to deny Map Amendment 98-1-M-007
- Voted 3-0-2 (Commissioners Bailey and Maddox being absent) to deny Map Amendment 98-1-M-009

- Voted 3-0-2 (Commissioners Weaver and Maddox being absent) to approve Text Amendment 98-1-010 as modified by staff recommendations, including the proposed language in Policy 2.1.6 in support of Affordable Housing
- Voted 4-0-1 (Commissioner Maddox being absent) to approve Text Amendment 98-1-011 as modified by staff recommendations
- Voted 4-0-1 (Commissioner Maddox being absent) to deny Text Amendment 98-1-012
- Voted 4-0-1 (Commissioner Maddox being absent) to adopt the position of the County Commission to approve Text Amendment 98-1-013 with modifications in the language for holding a five-year review of the Capital Improvements Element concurrent with the Comp Plan Evaluation and Appraisal Report process
- Voted 4-0-1 (Commissioner Maddox being absent) to deny Text Amendment 98-1-014 and direct the staff to bring back additional information on what local government could reasonably accomplish with sector planning and when that could happen
- Voted 2-2-1 (Commissioners Meisburg and Lightsey being opposed, Commissioner Maddox being absent) to approve Map Amendment 98-1-M-024
- *[The motion to approve the amendment failed due to the tie vote.]*
- Voted 4-0-1 (Commissioner Maddox being absent) to approve the staff recommendation for alternative language relative to Text Amendment 98-1-015
- Voted 4-0-1 (Commissioner Maddox being absent) to deny Text Amendment 98-1-016
- Voted 4-0-1 (Commissioner Maddox being absent) to deny Text Amendment 98-1-017
- Voted 3-1-1 (Commissioner Bailey being opposed, Commissioner Maddox being absent) to deny Text Amendment 98-1-018
- Voted 4-0-1 (Commissioner Maddox being absent) to approve Text Amendment 98-1-020
- Voted 4-0-1 (Commissioner Maddox being absent) to approve Text Amendment 98-1-022
- Voted 4-0-1 (Commissioner Maddox being absent) to approve Text Amendment 98-1-023

Amendment To Defer Cycle 98-2 and Cycle 99-1 Comp Plan Amendments

- Voted 4-0-1 (Commissioner Maddox being absent) to adopt the County Commission's position to defer amendments that can be initiated by the public in January 1998 to the next cycle which would begin in July 1998, reserving the right that if it felt there was a hardship or unique circumstance, the public could bring forward an amendment

SUMMARY OF CITY COMMISSION WORKSHOP MEETING

NOVEMBER 19, 1997

The City Commission met for a work session and took the following action (Commissioner Weaver absent):

Item 1 - Received Tallahassee-Leon County Planning Department status report on the Transportation Target Issue, including goals and objectives, strategies and planned future actions for utilization of advance transportation management tools such as AVL (Automotive Vehicle Locator) or ITS (Intelligent Transportation System) and possible partnering with Taltran on a GPS (Global Positioning System). Heard a brief informational status report on ADA (American with Disabilities Act) transportation and TD (Transportation Disadvantaged)

- Requested the State to add the implementation of ITS as a priority
- Requested more information on the downtown parking plan, who might partner on it with the City, the number of spaces available in the State parking garages, who owns the garages, the monthly rates that were charged, and if more are needed downtown; suggested that DMS (Department of Management Services) and CCPC (Capital Center Planning Commission) be asked to participate in a strategy to move forward on this
- Requested information on whether road resurfacing money could be transferred to advance funding of construction funds to four lane or six lane Capital Circle if there was money already set aside for resurfacing and the roadway did not need resurfacing
- Requested that staff provide information on how local tax dollars were being spent for infrastructure used by out-of-county residents and how the City could get some support from development such as the "sub" DRI in Wakulla County; also look for any innovative strategies that other governments or municipalities with this same concern were using and that the City might consider

Item 2 - Received Tallahassee-Leon County Greenway Program Update and Short-term Priority Acquisitions Report including status, acquisitions, and future plans

Voted 4-0 (Commissioner Weaver was absent) to direct staff to conduct appraisals and begin negotiations for the acquisition of the five priority short-term greenway properties: (*Option 1 as proposed by the Planning Department*)

1. Timberlane Ravine Greenway
2. Spencer (Mill Avenue) Property
3. Golden Aster Commercial Park (the most environmentally sensitive lot)
4. Blair Stone Native Forest
5. Blakey Property

The Commission concurred to decide on the funding issues at a later date and requested more information on the Delta Industrial Park

SUMMARY OF CITY COMMISSION MEETING

NOVEMBER 24, 1997

The City Commission met for a work session and took the following action (Commissioner Weaver absent):

- Heard from City Manager Favors regarding the workshop objectives, activity to date, decision framework, strategic objectives, internal and external alternatives
- Participated in a panel discussion with Mr. Sam Bell, Jr., Assistant City Manager - Utility Services, Mr. Kevin Wailes, General Manager - Utility Services, Mr. Gary Brinkworth, Manager of Utility Business and Customer Services and Mr. Robert Inzer, City Treasurer-Clerk on internal alternatives, external alternatives, musts, wants, electric and gas business elements, alternative characteristics, and investment considerations
- Heard from Mr. Robert Inzer, City Treasurer-Clerk and financial advisors, Mr. Frank Ingrassia, and Mr. Doug Kimmelman, Managing Directors with Goldman Sachs, about the financial considerations, valuation process and schedule and from Mr. Kevin Mulshine, the City's financial advisor from Prager, McCarthy and Seely about the potential market for the City's assets
- Heard from City Attorney Jim English regarding legal considerations
- Heard from City Manager Favors regarding a tentative timeline for moving forward from this point
- Voted 4-0 (Commissioner Weaver absent) to:
 1. approve the contract agreement with Goldman Sachs
 2. authorize the exploration of internal alternatives
 3. continue with staff's telecommunications plan
 4. authorize staff to develop offering memorandum
 5. approve the proposed schedule

SUMMARY OF CITY COMMISSION MEETING

NOVEMBER 25, 1997

The City Commission took the following action:

Items 1 - 11, Consent Agenda - Voted 4-0 (Commissioner Weaver absent) approve the staff's recommendations presented in Consent Items 1 - 11 taking action as follows:

Item 1 - Approved the purchase of new carpet for the **Tallahassee Regional Airport Terminal** at a cost of \$333,159.15 from **Collins and Aikman Floor Coverings, Inc.** with \$168,000 (50% of the cost) to come from Florida Department of Transportation under State Contract #360-240-97-1 and the remaining \$168,000 to come from the Airport RR&I funds for a total project cost of \$336,000 (*Option 1 as proposed by the Aviation/Finance Administrator*)

Item 2 - Adopted **Resolution Nos. 97-R-0049 (JPA #3825717), 97-R-0051 (JPA #3825715), 97-R-0052 (JPA #3825716), 97-R-0055 (JPA #3825637) and 97-R-0056 (JPA #3825724)** and accepted the Florida Department of Transportation (FDOT) Joint Participation Agreements (JPA) to complete the following projects at the **Tallahassee Regional Airport** and the use of \$127,500 in Airport RR&I matching funds (*Option 1 as proposed by Aviation/Finance Administrator*)

<u>JPA Agreement No.</u>	<u>Amount</u>	<u>For</u>
3825717	\$20,000	widening of taxiways H & M
3825715	\$50,000	security system upgrade & fencing
3825716	\$30,000	lighting & shoulder improvements for runway 18/36
3825637	\$15,000	design of taxiway/apron improvements
3825724	\$12,500	design of perimeter service/access road improvements
Total from FDOT	\$127,500	

Item 3 - Approved the issuance of a purchase order in an amount not to exceed \$135,000 to **Watkins Engineers & Constructors** for site restoration units 1-4 at the **Purdum Plant** under the APA for Contract Labor - Power Plants, APA #0110-97-A02-9KR (*Option 1 as proposed by Production - Electric Operations*)

Item 4 - Approved supplemental funding of \$115,000 to Work Order #97628; Change Order #5 to **Watkins Engineers & Constructors** in an amount not to exceed \$55,000; and the use of the APA for Painting Services in an amount not to exceed \$50,000 (*Option 1 as proposed by Production Superintendent - Electric Operations*)

Item 5 - Awarded RFP #2551-97-R01-1KR to the top ranked vendor, **Florida Power Corporation** in the amount of \$351,021 for **Purdum Unit 7** (*Option 1 as proposed by Electric/Production - Electric Operations*)

Item 6 - Introduced **Ordinance No. 97-O-0015**, which would amend City Construction Regulations relating to the enforcement of construction trades codes and allow the City to issue citations and collect fines from the violators of the construction licensing regulations; schedule the public hearing for December 10, 1997 at 6:00 p.m. and after the Public Hearing, adopt the ordinance (*Option 1 as proposed by Growth Management/Building Inspection*)

Item 7 - Approved the proposed Bylaws of the Tallahassee-Leon County Planning Commission incorporating changes pertaining to the hearing officer process, the provisions of a seventh seat on the Commission and the transfer of transportation planning duties from Transportation Planning Advisory Committee (TPAC) to the Planning Commission (*Option 1 as proposed by the Planning Department*)

Item 8 - Approved the selection committee's ranking of firms and authorized staff to negotiate continuing service contracts with six (6) firms as follows (contracts to be submitted to the City Commission for review and authorization) for Stormwater Management Continuing Engineering Services Consultants (*Option 1 as proposed by Stormwater Management*)

1. Dames & Moore
2. Poole Engineering
3. Applied Technology & Management
4. Singhofen & Associates, Inc.
5. Sverdrup Civil, Inc.
6. Dyer, Riddle, Mills & Precourt, Inc.

Item 9 - Directed staff to **purchase as additional greenspace** on the south side of **Orange Avenue**, in addition to the north half of these lots, the south half of Lot 12, Block "A", and Lots 1 and 2, Block "B" of Tuskegee Subdivision. Also authorized the donation of the north half of Lots 6-11, Block "A" and Lots 10-12, Block "B" of Tuskegee Subdivision for affordable housing purposed with a joint funding partner (a non-profit sponsor or an affordable housing developer) as yet to be determined by the Department of Neighborhood and Community Services funding these additional greenspace acquisitions (\$15,000) along with the previously approved acquisitions (\$95,000) from the Florida Communities Trust Preservation 2000 Grant reimbursement for a total of \$110,000 (*Option 1 as proposed by Public Works*)

Item 10 - Approved the **purchase of 4,081 refuse containers (90 gallon) from Truck Equipment Sales, Inc.** in accordance with pricing and conditions of Bid No. 2043-95-A01-9RS to replace old containers and for delivery to new customers (*Option 1 as proposed by Solid Waste Operations*)

Item 11 - Introduced **Ordinance No. 97-O-0059** which would adopt the Cycle 97-2 Comprehensive Plan Amendments to the 2010 Tallahassee/Leon County Comprehensive Plan and set public hearing on the ordinance for a joint meeting of the City Commission and Leon County Board of County Commissioners on December 3, 1997 at 6:00 p.m. in the City Commission Chambers (*As proposed by the Legal Department*)

Item 12 - Voted 5-0 to approve the location of a skateboard park at James Messer park and directed staff to contract with the Skaters Union, Inc. for the design and development of permanent facilities (*Option 1 as proposed by Parks and Recreation/Finance*)

Item 13 - Heard a presentation regarding the Water and Sewer Utilities Rates (*As presented by Utility Services*)

Item 14 - Deleted from the Agenda the approval of the **Florida State University Long Term Electric Service Agreement** (*Option 1 as proposed by the City Manager's Office*)

Item 15 - Deleted from the Agenda at their request, the scheduled citizen appearance of Ms. Nan Boynton and Mr. Adam Boynton Kaye

Item 16 - Voted 3-0 (Commissioners Lightsey and Bailey absent) to adopt **Resolutions 97-R-0041, 97-R-0042, 97-R-0043, 97-R-0044, 97-R-0045, 97-R-0046, 97-R-0047 and 97-R-0048**, declaring the City's intent to use the non ad-valorem provisions of Chapter 197.3632, Florida Statutes, referred to as **The Uniform Assessment Collection Act** on specified projects and properties

SUMMARY OF CITY COMMISSION MEETING

DECEMBER 3, 1997

The City Commission met in special joint session with the Leon County Board of County Commissioners (County Commission) on December 3, 1997, in the Commission Chambers at City Hall with City Commissioners Maddox, Lightsey, Weaver and Bailey, and County Commissioners Joanos, Yordon, Thael, Host, Sauls, Maloy, and Proctor present and took the following action:

Cycle 97-2 Plan Amendments Adoption Public Hearing

- Received public comment on the following amendments:

Item #	Amendment To:	Nature of Proposed Amendment	Planning Staff Recomm	LPA Recommendations
97-2-M-005	FUTURE LAND USE MAP [Beard Street & North Gadsden Street] (Application by Mr. Russell M. McGregor as agent for Majid S. Movaghar and Symin Massoudi proposing to change the land use designation on a .31 acre parcel with an existing duplex on it located at the northeast corner of the Beard Street and Gadsden Street intersection)	From: Residential Preservation To: Mixed Use A	Denial	Denial
97-2-M-006	FUTURE LAND USE MAP [Raymond Diehl Road & Hadley Road] (Application by Watermark Associates, Limited Corporation, proposing to change the land use designation on a 1.28 acre parcel located with frontage on the north side of Killlearn Center Boulevard - Raymond Diehl Road (north of Interstate 10) and approximately 200 feet west of Hadley Road)	From: Residential Preservation To: Mixed Use B	Approval (Low Density Residential Office Development Pattern)	Approval (Directed staff to bring forth a comprehensive amendment for Hadley Road area in Cycle 98-1)
97-2-M-007	FUTURE LAND USE MAP [Update Year 2020 Cost Feasible Transportation Plan]	Year 2020 Long Range Transportation Plan	Approval	Approval
97-2-008	CAPITAL IMPROVEMENTS ELEMENT	Update Schedule of Capital Improvements	Approval	Approval
97-2-009	TRANSPORTATION ELEMENT & CAPITAL IMPROVEMENTS ELEMENT	Transportation Policy 1.4.1 (LOS Standards) & Capital Improvements Policy 1.1.3 (LOS Standards)	Approval	Approval

- Voted 3-1-1 (Commissioner Lightsey opposed, Commissioner Meisburg being absent) to approve Map Amendment 97-2-M-005

[The County Commission voted 5-2 (Commissioners Yordon and Thael opposed) on a like motion.]

- Voted 4-0-1 (Commissioner Meisburg being absent) to approve Map Amendments 97-2-M-006, 97-2-M-007, 97-2-M-008 and 97-2-M-009 and adopt Ordinance No. 97-0-0059, adopting amendments to the Tallahassee-Leon County 2010 Comprehensive Plan

[The County Commission voted 7-0 to approve Map Amendments 97-2-M-006, 97-2-M-007, 97-2-M-008 and 97-2-M-009 and adopt Leon County Ordinance No. 97-23, amending the "2010 Comprehensive Plan Ordinance," which controls future land use, guides public facilities, and protects natural resources pursuant to the local government Comprehensive Planning and Land Development Act (Chapter 163, Part II; Transportation Element; Capital Improvements Element; and Future Land Use Map)

Cycle 98-1 Plan Amendments Transmittal Public Hearing

- Received public comment on the following amendments:

Item #	Amendment To:	Nature of Proposed Amendment	Planning Staff Recomm	LPA Recommendations
98-1-M-002	FUTURE LAND USE MAP (Northeast corner of East College Avenue and Franklin Boulevard)	From: Residential Preservation To: Mixed Use C 0.30 Ac.	Denial	Plan Amendment - Denial
98-1-M-003	FUTURE LAND USE MAP (Select properties fronting on both sides of Glenview Drive between Meridian Road and Thomasville Road)	From: Residential Preservation To: Mixed Use A 4.89 Ac.	Denial	Plan Amendment - Denial
98-1-M-004	FUTURE LAND USE MAP (Southwest corner of Four Points Way and South Adams Street)	From: Mixed Use B To: Heavy Industrial 7.73 Ac.	Approval	Plan Amendment - Approval
98-1-M-005	FUTURE LAND USE MAP (Northwest corner of South Meridian Street and Magnolia Drive)	From: Residential Preservation To: Central Urban 0.16 Ac.	Denial	Plan Amendment - Denial
98-1-M-006	FUTURE LAND USE MAP (Multiple parcels fronting on the north side of East Park Avenue between Belmont and Ferndale Roads)	From: Residential Preservation To: Mixed Use C 9.35 Ac.	Denial	Plan Amendment - Denial
98-1-M-007	FUTURE LAND USE MAP (Property fronting on the north side of Chowkeebin Nene between Apakin Nene and East Indianhead Drive)	From: Residential Preservation To: Mixed Use C 0.57 Ac.	Denial	Plan Amendment - Denial
98-1-M-009	FUTURE LAND USE MAP (Various areas located west of the existing Woodville rural community)	From: Urban Fringe To: Rural Community 639.90 Ac.	Denial	Plan Amendment - Denial
98-1-013	CAPITAL IMPROVEMENTS ELEMENT	Add new section 10, titled, "Sunset of Unfunded Requirements," under the heading of "Programs to Ensure Implementation"	Approval with Modifications	Tabled for more information
98-1-014	LAND USE ELEMENT	Add Sector Planning provisions; Delete Goal 8 and related policies which set forth the Bradfordville Sector Plan.	Denial	Approval of Sector Planning Goal, Objective, and Policy Denial of Changes to Bradfordville Goal, Objectives and Policies
98-1-016	LAND USE ELEMENT	Delete Objective 3.1 and	Denial	Denial

		Policies 3.1.1 through 3.1.6 regarding commercial site location standards.		
98-1-017	SANITARY SEWER SUB-ELEMENT	Add language to Policy 3.1.4 (SS) pertaining to the cost of sanitary sewer for new development	Denial	Denial
98-1-018	LAND USE ELEMENT, CONSERVATION ELEMENT, GLOSSARY	Amends or deletes policies pertaining to significant slopes (10 to 20%), the coordination of uses with soils and topography, and the City definition of native forest.	Denial	Denial
98-1-M-024	FUTURE LAND USE MAP (Southeast corner of Pasco Street and Orange Avenue)	From: Residential Preservation To: Mixed Use B 0.36 Ac.	Approval (Village Center dev. pattern) Revised Staff Recomm. - Denial	Plan Amendment - Approval

- Concurred to pull Map Amendment 98-1-M-003 for discussion since there had been a City vote of 3 to 1 for denial of it
- Concurred that the original City position would stand for Map Amendment 98-1-M-003
- Noted that the County did not need to take a position on Map Amendment 98-1-M-003

[The County Commission voted 6-1-0 (Commissioner Proctor opposed) to reverse the previous decision of the County Commission on Map Amendment 98-1-M-004 which would allow the industrial use to remain on the property]

- Indicated that the Joint Commission did not wish to change its previous position of denial on Map Amendment 98-1-M-005
- Indicated that the Joint Commission did not wish to change its position of denial of Map Amendment 98-1-M-006
- Suggested that the Joint Commission come up with a mechanism to prevent an amendment from coming forward so frequently, noting that restrictions might be necessary
- Concurred with the previous decision of the Joint Commission to deny Map Amendment 98-1-M-007
- Indicated that County Commissioner Joanos would be making a request to look at the issue relative to Map Amendment 98-1-M-007 again
- Suggested having discussions with the area residents (Map Amendment 98-1-M-009) to determine if they wished to rezone their property to be inside the Urban Service Area (USA)

[The County Commission voted 4-3-0 (Commissioners Joanos, Proctor, and Maloy) to reconsider the County Commission's previous vote for approval of Map Amendment 98-1-M-009]

- Advised that the City Commission's position was to deny Map Amendment 98-1-M-024 and announced that it did not wish to change its position, therefore denial of the amendment would remain in effect

[The County Commission voted 6-1-0 (Commissioner Proctor opposed) to defer to the City Commission on Map Amendment 98-1-M-024 since the property was inside the City limits]

- Voted 3-0-2 (Commissioners Weaver and Bailey being absent) to reaffirm the City Commission's previous position of denial on Map Amendment 98-1-M-002

[The County Commission voted 7-0 to reaffirm the County Commission's previous position of denial on Map Amendment 98-1-M-002]

- Explained to those attendance that over the next couple of months, the County would be taking significant actions regarding the Bradfordville area, and that it may not be too long in the future that the City might be annexing Bradfordville
- Acknowledged the efforts of the Chamber of Commerce and all the small businesses involved in bringing forward amendments during this cycle
- Requested that as staff went through the Comp Plan Evaluation and Appraisal Report process, that another look be taken at issues raised at the meeting and be mindful of the business interests that were represented in those amendments and consider those suggestions
- Voted 3-0-2 (Commissioners Weaver and Bailey being absent) to transmit the Cycle 98-1 Amendments to the 2010 Tallahassee-Leon County Comprehensive Plan to the Florida Department of Community Affairs for state and regional review

[The County Commission voted 6-0-1 (Commissioner Proctor being absent) on a like motion.]

The following persons appeared before the Joint Commission relative to these items:

Mr. Russ McGregor, 3102 Ortega Drive (opponent of Map Amendment 97-2-M-005)
 Ms. Nell Stranburg, 409 Beard Street (opponent of Map Amendment 97-2-M-005)
 Mr. Dean Minardi, 913 N. Gadsden Street (opponent of Map Amendment 97-2-M-005)
 Mr. James M. McMurtry, 1812 Fernando Drive (opponent of Map Amendment 98-1-M-003)
 Mr. James Earnest, 525 Collins Drive (opponent of Map Amendment 98-1-M-003)
 Ms. Linda Earnest, 525 Collins Drive (opponent of Map Amendment 98-1-M-003)
 Dr. Jeff Liang, 624 Glenview Drive (proponent of Map Amendment 98-1-M-003)
 Ms. Lynn Madiedo, 533 Truett Drive (opponent of Map Amendment 98-1-M-003)
 Mr. Robert Williams, 533 Truett Drive (opponent of Map Amendment 98-1-M-003)
 Mr. Grant Gelhardt, 1906 Chuli Nene (opponent of Map Amendment 98-1-M-003)
 Ms. Deborah Newhall, 1518 Rankin Avenue (opponent of Map Amendment 98-1-M-003)
 Mr. Bruce Weiner, 1300 Thomasville Road (proponent of Map Amendment 98-1-M-004)
 Mr. Jim Maples, 3754 Bobbin Mill Road (proponent of Map Amendment 98-1-M-004)
 Mr. Albert Trull, 1407 Fairway Drive (opponent of Map Amendment 98-1-M-005)
 Ms. Sandy Headly, 2110 South Gadsden Street (opponent of Map Amendment 98-1-M-005)
 Mr. Warren Merrell, 127 Willaura Circle (opponent of Map Amendment 98-1-M-006)
 Mr. Stephen Bullock, 120 Reece Park Lane (opponent of Map Amendment 98-1-M-006)
 Ms. Sandi L Hall, 1417 Chowkeebin Nene (proponent of Map Amendment 98-1-M-007)
 Mr. Grant Gelhardt, 1906 Chuli Nene (opponent of Map Amendment 98-1-M-007)
 Ms. Martha Wellman, 1506 Rankin Avenue (opponent of Map Amendment 98-1-M-009)
 Ms. Deborah Newhall, 1518 Rankin Avenue (opponent of Map Amendment 98-1-M-009)
 Mr. George Avant, 2407 Delgado (proponent of Map Amendment 98-1-M-009)
 Mr. Kenneth Ross, 8824-G Freedom Road (opponent of Map Amendment 98-1-M-009)
 Mr. Lee Rigby, 8824 Freedom Road (opponent of Map Amendment 98-1-M-009)
 Ms. Donna Erlich, 2741 Glove Road (opponent of Map Amendment 98-1-M-009)
 Ms. Maria Balingit, 8824-C Freedom Road (opponent of Map Amendment 98-1-M-009)
 Ms. Shelly Hatton, 1549 Chuli Nene (opponent of Map Amendment 98-1-M-009)
 Ms. Kim Williams, 8476 Southern Park Drive (opponent of Map Amendment 98-1-M-009)
 Ms. Adrienne Gautier, 8824-H Freedom Road (opponent of Map Amendment 98-1-M-009)
 Mr. Michael Murphy, 8537 Moore Woods Road (opponent of Map Amendment 98-1-M-009)
 Ms. Pam Lightner, 8824-A Freedom Road (opponent of Map Amendment 98-1-M-009)
 Ms. Edwina Stephens, 608 Famcee Avenue (opponent of Map Amendment 98-1-M-024)
 Ms. Eva Mannings, 606 Famcee Avenue (opponent of Map Amendment 98-1-M-024)
 Ms. Marisa Lewis, 531 Tuskegee Street (opponent of Map Amendment 98-1-M-024)
 Mr. Vernon Paul, 534 Tuskegee Street (opponent of Map Amendment 98-1-M-024)
 Ms. Bernice Carr, 606 Tuskegee Street (opponent of Map Amendment 98-1-M-024)
 Mr. Curtis Richardson, 533 Tuskegee Street (opponent of Map Amendment 98-1-M-024)
 Reverend Edith Holiday, 533 Tuskegee Street (proponent of Map Amendment 98-1-M-024)
 Mr. Willie Hudson, 3102 Crump Road (proponent of Map Amendment 98-1-M-024)
 Ms. Nina Ashenafi, 533 Tuskegee Street (opponent of Map Amendment 98-1-M-024)
 Ms. Deborah Newhall, 1518 Rankin Avenue (opponent of Map Amendment 98-1-M-024)

Ms. Martha Wellman, 1506 Rankin Avenue (opponent of Text Amendments 98-1-013, 98-1-014, 98-1-016, 98-1-017, and 98-1-018)
Ms. Randie Denker, 7600 Bradfordville Road (opponent of Text Amendments 98-1-013, 98-1-014, 98-1-016, 98-1-017, and 98-1-018)
Mr. Steve Sklute, 7009 Foxglove Lane, Killlearn Lakes (opponent of Text Amendment 98-1-013)

SUMMARY OF CITY COMMISSION MEETING

DECEMBER 10, 1997

The City Commission took the following action:

Items 1-7 and 10-15, Consent Agenda - Voted 5-0 to approve the staff's recommendations presented in Consent Items 1-7, and 10-15, taking action as follows:

Item 1 - Approved the award of a bid for the purchase of pole line hardware and wire for the **Transmission Lines 1A, 2A and 2C Reconductoring Project** at the Purdom power plant to **Tri-State Utility Products, Inc., King Wire and Cable, Inc., WESCO Distribution, J.C. McCormick, Hughes Supply, Inc., and Graybar Electric Co., Inc.**, lowest responsive and responsible bidders meeting specifications, in the total amount of \$521,055.52 (*Option 1 as proposed by Electric Operations*)

Item 2 - Approved the award of a bid for the purchase of a 24 fiber Optical Ground Wire (OPGW) for transmission line 1A of the **Transmission Lines 1A, 2A and 2C Reconductoring Project** at the Purdom power plant to **FOCAS**, lowest responsive and responsible bidder meeting specifications, in the total amount of \$253,639.49 (*Option 1 as proposed by Electric Operations*)

Item 3 - Approved a **change to the Task Order** for the reconstruction of the electrical switchyard at the Purdom power plant to **Raytheon Engineers and Constructors** in the amount of \$72,301 (*Option 1 as proposed by Electric Operations/Power Engineering*)

Item 4 - Approved the **extension of the existing contract** for the maintenance of microcomputers, printer and components with **Bannex Corporation** (until December 2000) under the same terms and at no increase in service costs (*Option 1 as proposed by ISS/O & CS*)

Item 5 - Accepted the **FY97 Budgetary Closeout report** as presented by the staff (*Option 1 as proposed by Management and Administration*)

Item 6 - Approved the appointment of **Dr. Cheryl G. Jennings** to the seventh seat of the **Planning Commission** for a term ending on June 30, 1998 (*Option 1 as proposed by Planning*)

Item 7 - Introduced **Ordinance No. 97-O-0061**, amending Chapter 18, Planning and Development Generally, of the City Code by amending Section 18-12 to provide for a seventh member of the Planning Commission and amending Section 18-73 to clarify that the Local Planning Agency acts as the Land Development Regulations Commission; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by Planning*)

Item 8 - Deleted from the Agenda the award of a contract for water and sewer trenching and installation to A & L Underground, lowest responsive and responsible bidder meeting specifications, for a period of up to three (3) years; authorized the staff to extend the pricing agreement at the end of the initial one (1) year term for up to two (2) additional years on a year by year basis if the service and rates are acceptable (Option 1 as proposed by Procurement Services/Purchasing)

Item 9 - Deleted from the Agenda the award of a bid for the construction of the Wahnish Way, Holton and Osceola Streets Mini-PASS Projects to Peavy & Son Construction Co., Inc., lowest responsive and responsible bidder meeting specifications, in the amount of \$2,684,327.95 (Option 1 as proposed by Public Works/Engineering)

Item 10 - Approved the award of a bid for the construction of the **Carver and Oliver Streets Mini-PASS Projects**, to reconstruct the streets with curb and gutter, underground storm drainage, and a sidewalk along one side, to **Sandco, Inc.**, lowest responsive and responsible bidder meeting specifications, in the amount of \$294,997.55 (*Option 1 as proposed by Public Works/Engineering*)

Item 11 - Approved a supplemental appropriation of \$500,000 from the Sales Tax Fund for the **Stadium Drive/Bryan Street/Call Street Intersection Project**; approved the necessary amendment to the FSU-City agreement; and approved an additive Change Order, in the amount of \$689,768, to Solomon Construction Co. of Quincy's Call Street PASS Project contract, with reimbursement of the additional funds for right-of-way to be provided by FSU upon project completion and for construction in State FY 2000-2001 - both subject to State Legislative approval (*Option as 1 as proposed by Public Works/Engineering*)

Item 12 - Approved a supplemental appropriation in the amount of \$600,000 from the Stormwater Fund Undesignated Balance to the **Killearn SW Project** (Project No. 92398) for the final judgment and related expenses associated with condemnation of a 238.94 acre drainage easement and a .43 acre fee simple acquisition from Welaunee Plantation (*Option 1 as proposed by Public Works/Stormwater Management*)

Item 13 - Authorized the execution of a contract with **Post, Buckley, Schuh & Jernigan** in the amount of \$116,299 for the development and implementation of the procedures and training required by the Environmental Protection Agency during the first year of the **National Pollution Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) permit** (*Option 1 as proposed by Public Works/Stormwater Management*)

Item 14 - Approved wireline crossing agreements and adopted **Resolution No. 97-R-0058**, a resolution of the City Commission authorizing the execution of **Wireline Crossing Agreements between the City and CSX Transportation, Inc.**, for the installation of fiber optic communication lines (*Option 1 as proposed by the City Attorney*)

Item 15 - Adopted **Resolution No. 97-R-0040**, a resolution of the City of Tallahassee City Commission determining the necessity of the acquisition by **eminent domain** by the City of Tallahassee of certain property within the City limits for the purpose of improving, constructing and maintaining that the public would benefit therefrom, and authorizing the City Attorney to institute eminent domain proceedings on behalf of the City to acquire such property for the public purpose of improving, construction and maintaining Bryan Drive and Stadium Drive, as part of the **Byran/Stadium Drive Realignment Project and the Call Street PASS Project** (*Option 1 as proposed by Legal*)

Item 16 - Held a discussion and voted 5-0 to approve **\$275,000 in funds** from year-end surplus for **Goldman Sachs** as sales agent (a portion of the entire request of \$985,000) and directed staff to bring back the remaining components of the Agenda Item to include the scope of work for the financial advisor, **Prager, McCarthy and Sealy** and a revision of the **Communications Plan** with more emphasis on in-house production (*Option E as proposed by the City Treasurer-Clerk*)

Item 16.1 - Held a discussion and voted 3-2 (Commissioners Lightsey and Meisburg dissenting) to approve the ranking of the Selection Committee and authorized staff to finalize contracts with the two top ranked firms **Rutledge, Ecenia, Underwood, Purnell & Hoffman, P.A. and Jeffrey Sharkey Consultants** for **legislative consultant services** (*Option 1 as proposed by Legal*)

Item 16.2 - Voted 4-0 (Commissioner Weaver absent) to establish the median for each **appointed official** (City Treasurer-Clerk, City Attorney and City Auditor) as a lump sum **merit bonus** (*As proposed by Human Resources*)

Item 17 - Held a public hearing and voted 4-0 (Commissioner Weaver absent) to adopt **Resolution Numbers 97-4-0053 and 97-R-0054**, expressing intent to use the uniform method for **collection of non-ad valorem special assessments**, stating the need for the levy of such non-ad valorem special assessments, and providing legal description of the real properties subject to the levy; the resolutions submitted are for the **Raintree and Hillsgate Subdivisions** (*Option 1 as proposed by the City Treasurer-Clerk's Office/Revenue*)

Item 18 - Held a public hearing and voted 4-0 (Commissioner Weaver absent) to adopt **Ordinance No. 97-O-0015**, introduced on November 25, 1997, providing an amendment to Chapter 7, City Construction Regulations, of the City Code (*Option 1 as proposed by Growth Management/Building Inspection*) and requested that staff draft policy suggestions for the complaint process

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

Mr. Ed Dion, 1105 Lothian Drive
Ms. Jackie Watts, 729 West Gaines Street

Unagendaed Items:

Mayor Maddox announced he was wearing a tie from Georgia Southern because of a bet he lost to the Mayor of the City of Statesboro over the Florida A & M University/Georgia Southern playoff game which FAMU lost.

Unagendaed Speaker:

Mr. Eugene Danaher, Route 3, Box 249, appeared before the Commission to comment on Agenda Item 16

SUMMARY OF CITY COMMISSION MEETING

DECEMBER 17, 1997

The City Commission took the following action:

Item 1 - Presented a proclamation to Mr. Ake Berthilson, firefighter from Sweden, and Mr. Thomas Sommer and Mr. Markus Egelhaaf, firefighters on internship from Stuttgart, Germany, acknowledging their visit to the City of Tallahassee

Items 2-19, 21-22, 24, and 26-27 Consent Agenda - Voted 4-0 (Commissioner Weaver absent) to approve the staff's recommendations presented in Consent Items 2-19, 21-22, 24, and 26-27, taking action as follows:

Item 2 - Approved the expenditure of funds from the **downtown landscape "fee-in-lieu-of " account (#607-0-248800-1-0)** in an amount not to exceed \$50,000 for landscaping and pedestrian amenities in the downtown area; authorized the City Manager to approve expenditures from the downtown landscape "fee-in-lieu-of " account not to exceed \$50,000 (*Options 1 and 4 as proposed by Economic Development*)

Item 3 - Ratified the City Manager's emergency expenditure authorization for: (1) transfer of \$50,000 from the **Hopkins FY98 Master Work Order (#98292)** to Work Order #397205, (2) issue a purchase order to BESCO in the amount of \$52,560 for the additional repairs required for the Hopkins Unit #1 steam turbine/generator overhaul, and (3) increase the service engineer/technical field assistance purchase order with **APTECH Engineering** from \$49,600 to \$59,600 (*Option 1 as proposed by Electric Operations/Production*)

Item 4 - Approved funding for continuing the reinforcement of electric transmission and distribution wood poles by **Osmore Wood Preserving, Inc.**, in the amount of **\$226,000.00 per year**, for the three year period of the **Annual Price Agreement** approved by the Commission on August 20, 1997 (*Option 1 as proposed by Electric Operations/T&D*)

Item 5 - Approved the transfer of the vested rights in Parcel 7 of the **Hermitage Planned Unit Development (PUD)** to a new development plan, concluding there is no increase in the density or intensity of development resulting from the change (*Option 1 as proposed by Growth Management/Administration*)

Item 6 - Adopted **Resolution No. 97-R-0057**, modifying the one hundred (100) foot standard height limitation in the Downtown Institutional/Cultural/University Transition Areas zoning district to allow a height range of one hundred sixty-five (165) feet to one hundred and ninety-five (195) feet for an eleven story hotel, convention center and parking garage (**Madison Centre - Hammons Hotel**) based on a finding that the project is consistent with the goals and objectives of the Downtown Plan (*Option 1 as proposed by Growth Management*)

Item 7 - Approved the appointment of an **Indigent Health Care Advisory Council** to review and assist in the implementation of the recommendations developed by the Indigent Health Care Task Force, establishing that Council membership shall be determined by appointment of the Mayor, which may include members of the recent Indigent Health Care Task Force, and that new members shall be appointed from a roster of names proposed by the Tallahassee Chamber of Commerce, the Capital City Chamber of Commerce, the Medical Society, each of the universities and the community college, all three HMOs and the Health Coalition of Leon County; each organization shall be requested, in a letter signed by the Mayor and the County Chairman, to provide up to five nominations; the Council will operate for a two year period with an annual report after one year and a complete evaluation report by the Council and staff at the end of the second year to determine if the Council should continue (*Option 1 as proposed by Neighborhood & Community Services*)

Item 8 - Approved funding in the amount of \$10,000 from City contingency funds to match the **County Health Department's Challenge Grant funding** and help meet the 25% required matching funds for the State's Primary Care for Children and Families Challenge Grant funding (*Option 1 as proposed by Neighborhood & Community Services*)

Item 9 - Approved the continuation of the implementation of **the Human Services Consortia** in the Frenchtown, Southside and Southeast communities for Fiscal Year 1997-98; approved the necessary contracts, effective October 1, 1997 (*Option 1 as proposed by Neighborhood & Community Services*)

Item 10 - Introduced **Ordinance No. 97-O-0060**, Jeanette Gaines Rezoning, an ordinance of the City designating and including additional territory as and in Residential Preservation 2 on the Official Zoning Map of the City adopted and established by the City Commission; the rezoning consists of **4.17 acres with approximately 210 feet fronting on the south side of Henderson Road**; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by Planning*)

Item 11 - Introduced **Ordinance No. 97-O-0062**, an ordinance of the City amending Chapter 27, "Zoning, Site Plan and Subdivision Regulations" of the City Code by amending Section 4.5, Architectural Review Board, by substituting the Tallahassee Trust for Historic Preservation for the Historic Preservation Board, amending Section 10.4.D by redefining "Historic Preservation Officer" and by substituting the Tallahassee Trust for Historic Preservation for the Historic Tallahassee Preservation Board and Historic Preservation Board; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by Planning*)

Item 12 - Approved the transfer of **\$30,000 from the General Government/Capital Improvement Fund (GG/CIF)** to the **Greenspace and Environmentally Significant Lands Acquisition capital account** to cover the costs of conducting appraisals and beginning negotiation for six short-term greenway property acquisitions as approved by the Commission on November 19, 1997 (*Option 1 as proposed by Planning*)

Item 13 - Awarded a contract for **water and sewer line trenching and installation** to **A & L Underground**, lowest responsive and responsible bidder meeting specifications, for a period of up to three (3) years; authorized the staff to extend the pricing agreement at the end of the initial one (1) year term for up to two (2) additional years on a year by year basis if the service and rates are acceptable (*Option 1 as proposed by Procurement Services/Purchasing*)

Item 14 - Awarded a **Biennial Price Agreement for water and sewer materials** (Bid No. 2555-97-A01-9EE) to **Capital City Pipe, U.S. Filter, Hughes Supply Co., Inc., Sunstate Meter and Supply, Inc., Consolidated Pipe and Supply and Lanier Municipal Supply**, lowest responsive and responsible bidders meeting specifications, in the following amounts: (*Option 1 as proposed by Management and Administrative Services/Purchasing/Municipal Supply Center*)

Capital City Pipe, Inc.	\$553,074.24
U.S. Filter	\$ 80,475.36
Lanier Municipal Supply	\$ 26,590.75
Hughes Supply, Inc.	\$ 27,004.35
Sunstate Meter and Supply	\$ 3,545.80
Consolidated Pipe and Supply	\$ 2,748.66
Total Estimated Annual Cost	\$693,358.16

Item 15 - Approved the Selection Committee's ranking of the following firms that provide contractual labor for construction related activities to augment City crews and authorized the City Manager to enter into contracts with the two (2) ranked firms, **Action Labor Management, Inc., and Labor World/Tandem**, lowest responsive and responsible bidders meeting specifications: (*Option 1 as proposed by Public Works/Streets & Drainage with additional direction from the Commission for staff to express to the firms selected that they abide by the Florida Labor Pool Act assuring that the workers were receiving proper wages, hours and being paid appropriately*)

1. Action Labor
2. Labor World
3. Adecco

Item 16 - Approved the **Vieux Carre Subdivision, Phase II, Plat**, developed by Block Land and Finance Company, Ltd., a Florida Limited Partnership, with Byron B. Block as General Partner, consisting of approximately 25.35 acres subdivided into 36 lots planned as Single Family Detached dwellings, located on Hermitage Boulevard, east of Thomasville Road, bounded on the north and west by unplatted land, on the southwest by the Hermitage Subdivision and on the southeast and east by Hermitage Boulevard; joined in the dedication, for annual recurring maintenance cost estimated at \$3,700 (*Option 1 as proposed by Public Works/Engineering*)

Item 17 - Approved a supplemental appropriation in the amount of **\$50,000** from the Sales Tax Intersection Improvement Program (Sales Tax Fund) to Work Order No. 97233 (**Sutor Road/Apalachee Parkway Intersection Improvement Project**) for the removal of soils unsuitable for roadway construction and replacement with materials necessary for an adequate subbase for the project (*Option 1 as proposed by Public Works/Engineering*)

Item 18 - Awarded a bid for the purchase of thirty-four (34) full-size police patrol sedans to **Tallahassee Motors, Inc.**, in the amount of **\$664,700**, and five (5) mid-size sedans to **Champion Chevrolet, Inc.**, in the amount of **\$74,935**, lowest responsive and responsible bidders meeting specifications, in accordance with pricing, terms and conditions of Bid No. 2565-98-B01-0GG (*Option 1 as proposed by Public Works/Fleet*)

Item 19 - Awarded a bid for a **Biennial Price Agreement** for the purchase of limerock and crushed stone to **Capital City Pipes, Inc.**, and **Limerock Industries, Inc.**, lowest responsive and responsible bidders meeting specifications, in the estimated annual amount of \$53,750, for a period of up to three (3) years; authorized the staff to extend the pricing agreement at the end of the initial one (1) year term for up to two (2) additional years on a year by year basis if the service and rates are acceptable; the award to Capital City Pipes, Inc., an MBE firm, is based on the intent of the City's MBE policy as stated in the Administrative Policy & Procedure Section 16.5 and the fiscal impact of awarding the MBE firm is a minimal \$50 per year (*Option 1 as proposed by Public Works/Streets & Drainage*)

*Item 20 - Pulled from Consent for discussion, the award of a bid for the construction of the **Wahnish Way Improvement, Holton Street PASS and Osceola Street Mini-PASS Projects to Peavy & Son Construction Co., Inc.**, lowest responsive and responsible bidder meeting specifications, in the amount of **\$2,684,327.95** (*Option 1 as proposed by Public Works/Engineering with the determination of the Commission that, while there had been an incident involving the clock, there had been no impropriety in the overall bidding process*)*

Item 21 - Awarded a bid for the reconstruction of **Adams Street from Jefferson Street to College Avenue to Peavy & Son Construction Co., Inc.**, sole responsive and responsible bidder meeting specifications, in the amount of **\$128,361.95**; this project will restore the pavement and crosswalks which require repairs due to loose brick pavers and broken concrete pavement and curbing (*Option 1 as proposed by Public Works/Engineering*)

Item 22 - Approved the **fourth amendment to the contract with Waste Management, Inc., (WMI)** for solid waste and recycling collection services, in order to extend the term of the existing agreement to accommodate the request of potential respondents to the City's RFP for Solid Waste and Recycling Collection Services for more time to prepare proposals (*Option 1 as proposed by Solid Waste Operations*)

*Item 23 - Pulled from Consent for discussion an amendment to the settlement agreement between the City and **The Leoni Companies, Inc., Case No. 93-2397, Leon County Circuit Court**, which incorporates an additional adjacent half-acre parcel, acquired after the settlement agreement was executed, to the previously approved site for the construction of twelve additional units in **Phase II of the Ocala Park Apartments Project** located at the corner of Belle Vue Way and Ocala Road (*Option 1 as proposed by Legal*)*

Item 24 - Introduced **Ordinance 97-O-0063**, an ordinance amending Section 25-141 of the City Code clarifying and amending the amount of reimbursement for on-site costs of water and sewer extensions; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by the City Attorney*)

*Item 25 - Pulled from Consent for discussion, introduction of **Ordinance No. 97-O-0064**, an ordinance amending Section 14-116 of the City Code as a part of Parks & Recreation Ordinance No. 88-0-0167, adopted December 14, 1988, changing the designated person authorized to grant exceptions to alcohol use in City facilities; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by the City Attorney*)*

Item 26 - Approved the minutes of the **August 28, 1997, September 23, 1997, and November 5, 1997, Special meetings** (*Option 1 as proposed by City Treasurer-Clerk's Office/Records Management*)

Item 27 - Approved a liability claims settlement, as recommended by the **City's Liability Oversight Committee (LOC), Risk Management Office** and Defense Counsel, in the amount of \$162,500 (*Option 1 as proposed by City Treasurer-Clerk's Office/Asset/Liability Management*)

Item 20 - Pulled from Consent, and voted 4-1 (Mayor Maddox dissenting) to approve the award of a bid for the construction of the **Wahnish Way Improvement, Holton Street PASS and Osceola Street Mini-PASS Projects to Peavy & Son Construction Co., Inc.**, lowest responsive and responsible bidder meeting specifications, in the amount of \$2,684,327.95 (*Option 1 as proposed by Public Works/Engineering*)

Item 23 - Pulled from Consent, and voted 4-1 (Commissioner Lightsey dissenting) to approve an amendment to the settlement agreement between the City and **The Leoni Companies, Inc., Case No. 93-2397, Leon County Circuit Court**, which incorporates an additional adjacent half-acre parcel, acquired after the settlement agreement was executed, to the previously approved site for the construction of twelve additional units in Phase II of the Ocala Park Apartments Project located at the corner of Belle Vue Way and Ocala Road (*Option 1 as proposed by Legal*)

Item 25 - Pulled from Consent for discussion, and introduced **Ordinance No. 97-O-0064**, an ordinance amending Section 14-116 of the City Code as a part of Parks & Recreation Ordinance No. 88-0-0167, adopted December 14, 1988, changing the designated person authorized to grant exceptions to alcohol use in City facilities; set the public hearing date for January 14, 1998, at 6:00 p.m. (*Option 1 as proposed by the City Attorney*)

Item 28 - Voted 5-0 to approve the **1998 Legislative priorities** (*Option 1 as proposed by the Mayor*)

Mr. David Ramba, Assistant General Counsel, Florida League of Cities, appeared before the Commission relative to this item.

Item 29 - Deleted from the Agenda a discussion of the proposed pay band structure of the new Classification and Pay System, effective 24, 1998, as prepared by Coopers & Lybrand L.L.P.; the pay rates within the proposed structure allow the City to maintain its competitive position in the comparable job market; the new broadbanded system complements the City's organizational improvement initiative and supports the key business objectives of the City (*Option 1 as proposed by Human Resources*)

Item 29.1 - Voted 5-0 to approve a new taxi cab franchise, **Ace Taxi, Inc.**, with certain contingencies (*Option 1 as proposed by Legal*)

Item 29.2 - Mr. Frederick L. Bateman, Jr., appeared before the Commission to discuss the amendment to its contract with **Waste Management** and the RFP for solid waste services

City Commission concurred to accept a briefing from staff regarding the issues raised by Mr. Bateman this evening, copy all the bidders on that information, and then receive any additional information in response to that from the bidders routed through City Manager Favor's office

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

Mr. Mitch Kessler, Consultant for TIA Solid Waste Management Consultant, Inc.

Mr. Richard F. Curry, Southland Waste Services, 3749 Southern Hills Drive, Jacksonville, Florida

Mr. C.K. "Bubba" Bussard, Boone Waste Industries, Inc., A USA Waste Services Company, 2406 NE 19th Drive, Gainesville, Florida 32609

Mr. Al Crump, BFI Waste Systems, 254 West Keene Road, Apopka, Florida

Item 29.3 - Voted 5-0 to direct Planning staff to initiate a **rezoning of the School Board's option parcel** to change the zoning to a district which would permit school uses in an effort to facilitate the exchange of property between Lincoln High School and for the widening of Connor Boulevard (*As proposed by Legal*)

Item 30 - Held a public hearing and voted 3-0 (Commissioners Bailey and Maddox absent) to adopt **Resolution No. 97-4-0061**, a resolution of the City Commission allowing the City Commission the opportunity to impose assessments pursuant to provisions of the Florida Statutes because of the anticipation that the City will consider a fire rescue services fee in the following year and to preserve the option of using the uniform collection process (*Option 1 as proposed by the City Treasurer-Clerk's Office/Revenue*)

SUMMARY OF CITY COMMISSION MEETING

DECEMBER 23, 1997

The City Commission held a special workshop meeting regarding the electric and gas strategic alternative evaluation, and took the following action:

- Voted 5-0 to approve the staff's recommendation without the time frame, including the approval of funding from the City's year-end surplus in the amount of \$710,000 for the development and evaluation of internal and external alternatives (Option A); approval of amending the existing contract with Prager, McCarthy and Sealy for financial advisory services associated with the evaluation process (Option B); and approval of a contract with Kidd and Driscoll for assistance with the communication plan (Option C)
- Voted 3-2 (Commissioners Meisburg and Lightsey opposed) to approve the staff's recommended time line of March 1998 for the Commission to make a decision on a staff recommendation to release an Offering Memorandum

also, emphasized the importance of staff keeping the Commission current on all aspects of the issue, and ensuring that the public has an understanding of the rationale for action taken on this issue and requested more information on the telecommunications options and the potential impacts on rates, services, departments and employees, as well as options for billing for other City services such as fire service and stormwater fees