

## **SUMMARY OF COMMISSION MEETING- May 10, 2005**

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

Recognized and welcomed former Assistant City Manager Sam Bell

Item 1 – Formally presented 11 awards recently won by the City of Tallahassee Communications Department at the Florida Public Relations Association's annual Image Awards Competition for the Blair Stone Road North extension campaign, the Breakfast at Blair Stone event, the Parks & Recreation Best in America campaign, the Best in America billboard campaign, the 2004 presidential election media relations campaign, the elections media information packet, a WCOT video segment about the opening of the new HOPE center for the homeless, and five Judges' Awards recognizing the City's use of public/private partnerships to help keep costs down (presented by Mayor Marks)

Item 2 – Presented a proclamation in recognition of the City of Tallahassee Electric Utility's Meter Repair, Transmission & Distribution, Power Engineering, Power Production, and System Control employees winning the Florida Municipal Electric Association's First Place Safety Award at the 2004 FMEA Safety Awards Program (presented by Mayor Marks)

Item 3 – Received a Cultural Resources Commission (CRC) Action Plan Report on the Community Cultural Plan

Mr. Mike Sheridan, Chairman of the CRC, and Ms. Peggy Brady, Executive Director of the CRC, appeared before the Commission relative to this item.

Items 4-5, 7-8, 10-12 and 14 – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-5, 7-8, 10-12 and 14, taking the following action:

Item 4 – Approved a settlement between the City and the Florida Department of Transportation (FDOT) resolving a property damage claim against the City, for damage to the vehicular bridge located south of the Capitol at the Bloxham Overpass (Option 1 as recommended by the City Attorney)

Item 5 – Adopted Resolution No. 05-R-19, authorizing eminent domain action for the acquisition of additional property interests owned by The Episcopal Church in the Diocese of Florida, Inc. and the Holy Comforter Episcopal School, Inc., necessary for Phase II of the Welaunee Boulevard Road Improvement Project (Option 1 as recommended by the City Attorney)

Item 6 – PULLED FROM CONSENT the approval of Resolution No. 05-R-17, authorizing the execution of FDOT Joint Participation Agreement (JPA) - Bulk Hangar Rehabilitation (an item brought forward by Aviation) – SEE BELOW

Item 7 – Adopted the proposed Bylaws of the Historic Property Grant and Revolving Loan Finance Committee, as approved by the Finance Committee (Option 1 as recommended by Economic Development)

Item 8 – Approved the award of a term contract for Minor Electrical System Modifications (Bid No. 0123-05-RM-TC) to All Florida Electric of Tallahassee, Inc., low bidder meeting specifications, for a three-year period at approximately \$600,000 over the three years, with an extension option for up to two one-year periods (Option 1 as recommended by Electric Utility/Power Engineering)

Item 9 – DELETED FROM THE AGENDA authorization for the delegation of authority for Peaking Resource GE back bill issues (an item brought forward by Electric Utility/Production)

Item 10 – Approved the purchase of five (5) replacement class eight heavy-duty trucks (Bid No. 0127-05-VA-TC) from Ward International, of Tallahassee, FL, low bidder meeting specifications, in the amount of \$913,869.29, and one (1) police K-9 unit from Garber Chevrolet, pursuant to Florida Sheriffs Association Bid Award #04-12-0823, in the amount of \$25,702 (Option 1 as recommended by Fleet Management)

Item 11 – Approved a Road Right-of-Way Maintenance Agreement Renewal with FDOT for the period July 1, 2005 through June 30, 2006; authorized the City Manager to execute this agreement requiring FDOT to reimburse the City \$613,990.40 annually, to be paid on a quarterly basis (\$153,497 each quarter) (Option 1 as recommended by Public Works/Streets & Drainage)

Item 12 – Joined in the dedication and approved the Summit East Phase I – Replat, consisting of 28.85 acres, subdivided into five (5) lots, located on U.S. Highway 90, east of the Interstate 10 interchange, being developed as interchange commercial by Hilltop Properties, with Richard S. Kearney as one of its general partners (as recommended by Public Works/Engineering)

Item 13 – PULLED FROM CONSENT the approval of Senior Manager from the City's Investment Banking Team to participate in an upcoming Consolidated Utility System Debt Issue (an item brought forward by the City Treasurer-Clerk) – SEE BELOW

Item 14 – Approved the minutes of the following City Commission meetings as distributed:

- \* April 13, 2005 Regular Meeting
- \* April 20, 2005 Regular Target Issues Workshop

Item 6 (pulled from Consent) – Voted 5-0 to adopt Resolution No. 05-R-17, authorizing the execution of a Joint Participation Agreement (JPA) with FDOT for a grant in the amount of \$50,000 for the Bulk Hangar Rehabilitation Project at the Tallahassee Regional Airport (FDOT Project #41899119401), with matching City funds of \$100,000 from the Airport RR&I Funds; authorized execution of an Agreement with Flightline Group, Inc. to complete the improvements and be reimbursed; and authorized an amendment to the budget for Project #04003, for a total project budget of \$150,000 (as recommended by Aviation)

Commissioner Katz expressed the desire to at some point review the overall process of allowing a lessee to complete improvements to the City's facility rather than bidding out the project.

Item 13 (pulled from Consent) – Voted 3-0 (Mayor Marks and Commissioner Mustian abstained) to approve the selection of RBC Dain Rauscher as Senior Manager for an upcoming Consolidated Utility System Debt Issue, refunding outstanding Consolidated Utility System Bonds, Series 1995 and borrowing an additional \$15 million to finance capital projects already approved in the City's Capital Budget (Option 1 as recommended by the City Treasurer-Clerk)

Item 15 – Voted 5-0 to televise the three annual meetings of the Blueprint 2000 Intergovernmental Agency (IA) commencing with the May 16th meeting of the IA – as discussed at a Mayor-Chair meeting as part of a plan in which the County would televise the Joint Comprehensive Plan meetings and hearings (brought forward by Mayor Marks)

Items 16-26 – By consensus, introduced Ordinances Nos. 05-Z-27, 05-Z-31, 05-Z-33, 05-Z-35, 05-Z-36, 05-Z-37, 05-Z-38, 05-O-39, 05-O-40, 05-O-41 and 05-O-45, and set the ordinances for public hearings as recommended:

Item 16 – Introduced TK Enterprises (DeVoe Moore) Rezoning Ordinance No. 05-Z-27, which would rezone approximately 16.7 acres located on the northwest corner of Mahan Drive and Interstate 10 from CPA (Critical Planning Area) to IC (Interchange Commercial) (RZ-473)

(owner/applicant: TK Enterprises of North Florida (DeVoe Moore); agent: Creech Engineers), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 17 – Introduced Wellington Place (PUD) Rezoning Ordinance No. 05-Z-31, which would rezone approximately 4.65 acres located on the northeast corner of Ross Road and Shelfer Road from MR-1 (Medium Density Residential) to PUD (Planned Unit Development) (RZ-475) (owner: Fannie Rice; applicant: Howard Rice; agent: Spectra Engineering), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 18 – Introduced Maranatha Baptist Church Rezoning Ordinance No. 05-Z-33, which would rezone approximately four (4) acres located on the south side of Pecan Road approximately 560 feet east of Trimble Road from R-5 (Manufactured Home and Single Family Detached Residential) to MR-1 (Medium Density Residential) (RZ-476) (agent: Moore Bass Consulting), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 19 – Introduced First Team Properties, LLC Rezoning Ordinance No. 05-Z-35, which would rezone approximately .53 acres located on the west side of Broward Street approximately 150 feet north of Apalachee Parkway from OR-2 (Office Residential 2) to C-2 (General Commercial) (RZ-477) (owner: First Team Properties LLC & Francis P. Rentz; applicant: First Team Properties; agent: Genesis Engineering), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 20 – Introduced Jackson Bluff Village Rezoning Ordinance No. 05-Z-36, which would rezone approximately 10.5 acres located on the south side of Jackson Bluff Road approximately 1,000 feet east of Capital Circle Southeast from PUD to OR-3 (RZ-478) (owner/applicant: Jackson Bluff Properties, LLC; agent: Poole Engineering & Surveying), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 21 – Introduced Elmwood Road Rezoning Ordinance No. 05-Z-37, which would rezone 5.2 acres located on the north side of Elmwood Road near the southwest corner of the intersection of Mahan and Interstate 10 from RP (Leon County Residential Preservation) to RP-1 (City of Tallahassee Residential Preservation 1) (RZ-479) (owner: James Alford; applicant: City of Tallahassee), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 22 – Introduced Diamond Building Rezoning Ordinance No. 05-Z-38, which would rezone approximately .27 acres located on the east side of North Monroe Street approximately 100 feet north of College Avenue from RO with HPO (Targeted Retail/Office Growth Area with Historic Preservation Overlay) to RO (Targeted Retail/Office Growth Area without Historic Preservation Overlay) (RZ-480) (applicant: Architectural Review Board), and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by Planning)

Item 23 – Introduced Land Development Code Amendment Ordinance No. 05-O-39, which would amend the Land Development Code by adding a definition for "Charitable Donation Stations" and providing language to permit this use within the C-2 and CP zoning districts, and set the ordinance for public hearings on May 25 and July 13, 2005 (Option 1 as recommended by Planning)

Item 24 – Introduced Land Development Code Amendment Ordinance No. 05-O-40, which would amend the Land Development Code to create a new Medium Density Residential District, MR-2, allowing densities from 6-12 units per acre, and set the ordinance for public hearings on May 25 and July 13, 2005 (Option 1 as recommended by Planning)

Item 25 – Introduced Virgil Road Voluntary Annexation Ordinance No. 05-O-41, which would provide for the voluntary annexation of the northernmost section of Virgil Road, planned for

improvement by the developer of Garden Oaks of Piney Z, and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by the City Manager/Senior Aide to the Mayor)

Item 26 – Introduced Towing Fees Ordinance No. 05-O-45, which would amend the City Code to increase the maximum fees for trespass and wrecker rotation towing and storage of vehicles, and set the ordinance for public hearing on May 25, 2005 (Option 1 as recommended by the City Attorney)

Item 27 – Voted 5-0 to approve a proposed Purchase Power Agreement with the National High Magnetic Field Laboratory (NHMFL) and direct staff to submit the Agreement to the Florida Public Service Commission (PSC) for review and approval (Option 1 as recommended by Energy Services)

FSU President Wetherell and FSU Vice President Hinkle appeared before the Commission for an official signing of this Agreement by President Wetherell and Mayor Marks.

Item 28 – Voted 5-0 to accept the First Semi-Annual Neighborhood Infrastructure Enhancement Program (NIEP) Status Report as submitted and approve Options (1) through (9), as presented (Option 10 as recommended by Public Works/Project Management):

Options:

1.

Approve revising the project limits for Site #01 - Putnam Drive (Type I);

From: Adams Street to Meridian Street

To: South Monroe Street to Meridian Street.

2.

Approve placing Site #07 – Bennett & Rollins Streets (from Old Bainbridge Road to 6th Avenue) (Type I) on hold pending final resolution of the Frenchtown Drainage Improvements.

3.

Approve revising the project limits for Site #19 - Columbia, Valencia and Escambia Drives (Type I);

From: Valencia Drive to Dixie Drive

To: Valencia Drive to White Drive.

4.

Approve revising the project limits for Site #32 - Rankin Avenue (Type III);

From: Roberts Avenue to Roswell Drive

To: Jackson Bluff Road to Roswell Drive.

5.

Approve the removal of Site # 36 - Callen Street (Type III) from the NIEP program based on a resident's petition drive yielding over 93% of residents against construction of the sidewalk.

6.

Approve the removal of Site #37 - Galimore Drive (Type III) based on receipt of a petition with 100% of the residents against the construction of the sidewalk, including the original sponsor.

7.

Approve the revision of the project type of Site # 26 – Jackson Bluff (from Rankin Avenue to Capital Circle SW) from Type I (Reconstruction of Residential Street) to Type II (Reconstruction of Residential Neighborhood Collector Streets). This change is required based on current classification of the facility as a Minor Collector. This action will require an increase in the overall project estimate of \$1.5M. These funds will be offset by the actions above and/or taken from reserve as necessary.

8.

Request authorization to add Site #22 – Lynndale Street (Type III) via change order to the existing Tartary Drive Drainage Improvement ("Stormwater Management contract"). Will require a change order to Allen's Excavation, Inc., in the amount of \$48,538.20.

9.

Request authorization to continue with the construction the two (2) sidewalks on Warwick and Hillsborough Streets located within the Providence Neighborhood according to the existing plans and as required to meet current ADA criteria recognizing that we have impaired the driveways of those property owners who choose not to allow us the temporary use of their property for this purpose.

Cautioned staff to maintain meticulous records on efforts to contact the owners of properties abutting these projects

Received a brief staff update on neighborhood infrastructure enhancement projects in the Bond Neighborhood area

Commissioner Lightsey urged the staff to closely monitor code enforcement on an abandoned commercial site near Nims Middle School and with regard to convenience stores on Orange Avenue that had been "grandfathered-in" to sell beer and cigarettes that were located near schools.

Mr. Jay Lasita, representing the Florida Youth Conservation Corps, appeared before the Commission and discussed progress of the training program on the construction of NIEP sidewalk projects within the Providence Neighborhood.

Item 29 – Voted 5-0 to authorize the allocation of \$62,723 of Community Development Block Grant (CDBG) contingency to fund the approved Orange Avenue United Tenants Association (OAUTA) contract with the Tallahassee Housing Authority for tenant job training and economic empowerment (Option 1 as recommended by Neighborhood & Community Services [NCS])

Commissioner Lightsey requested that the staff provide the Commissioners with reports with some measured results on these kinds of projects.

Item 30 – Voted 5-0 to authorize an additional \$12,000 in CDBG funds be directed to the Permanent Relocation Program, administered by the Capital Area Chapter of the American Red Cross in relocating additional low-income families whose homes were destroyed by fire or other natural disasters (Option 1 as recommended by NCS)

Commissioner Lightsey requested that the staff investigate expanding the existing program that provides free fire alarms to seniors to also distribute the fire alarms to lower income people in the community, and provide the Commissioners with a report.

Item 31 – Voted 5-0 to award a construction contract for the Forestmeadows Tennis Court Project to Welch Tennis Courts, Inc., low bidder, in the amount of \$303,311 (Option 1 as recommended by Parks & Recreation Department [PRD])

Item 32 – Voted 5-0 to approve all finalized Interlocal Agreements between the City and the County that were conceptually agreed to on March 30, 2005 by County Chairman Thaeil and City Commissioner Katz, as follows, and authorized Planning staff to initiate appropriate Comprehensive Plan amendments (Option 1 as recommended by the City Manager/Department of Management & Administration [DMA] as amended):

- \* Parks and Recreation Agreement
- \* Fire Services Agreement
- \* EMS/ALS Agreement
- \* Water and Sewer Agreement
- \* Solid Waste Transfer Station Agreement

Commissioner Lightsey clarified that some remaining water and sewer issues would be brought back primarily dealing with aquifer protection.

Commissioner Mustian suggested that the staff investigate the Leon County water and sewer franchises to determine if they were non-exclusive and part of the agreement.

Item 33 – Voted 4-0 (Commissioner Katz abstained) to 1) approve the joint purchase with Leon County of the Frenchtown Renaissance Center, for the purchase amount of \$13 million, with the City funding \$8,667,100 and up to \$75,000 in closing costs, plus \$225,000 in expenses for relocating Growth Management and Planning, for a total City expenditure of \$8,967,100; 2) approve the sale of a 1/3 interest in the land, currently owned by the City, to Leon County, in the amount of \$147,767; and 3) authorize the City Manager to execute any documents necessary to effect the closing, subject to approval of the City Attorney (Option 1 as recommended by Public Works/Real Estate)

Discussed an agreement giving the developer first opportunity on the development of an urban entertainment center

Item 34 – Voted 5-0 to accept the contribution of \$15,000 from Renaissance Partners LLC and deposit the funds in the City's General Fund to help offset costs of the Frenchtown Renaissance Building Grand Opening to be held on May 13, 2005 (as recommended by NCS)

Item 35 – Voted 5-0 to approve the Historic Property Grant and Revolving Loan Finance Committee recommendation of a combined grant and loan of \$93,993 for the Franklin Sneeds American Legion Post 205, 638 W. Brevard Street, with the condition that all required building permits and concurrency approvals are in place, and Ms. Seay's equity costs of \$54,783 are spent on the project before any City funds are spent (Option 1 as recommended by Economic Development)

Item 36 – Mayor Marks discussed a suggestion made at the Mayor-Chair meeting to hold a joint meeting with the County on the joint dispatch issue, and the Commission consensus was to discuss the issue at the next target issues workshop (May 18, 2005) before making a decision on delegating authority to negotiate this issue. Mayor Marks requested that the Commissioners discuss their requests for information with the City Manager.

Unagendaed - Mr. Eugene Danaher, 10263 Thousand Oaks Circle, appeared before the Commission and discussed his concerns with a recent Commission action giving some of the appointed officials a pay raise.

City Commission Information & Sharing of Ideas:

Mayor Marks ascertained that there was no interest on the City Commission in scheduling a joint workshop with the County Commission on issues arising from a recent visit to Chattanooga, TN.

**SUMMARY OF COMMISSION MEETING- May 18, 2005**

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

Item 1 – Held the City Commission Workshop on the following Proposed Cycle 2005-2 Amendments to the Comprehensive Plan:

<b>Item #</b>	<b>Nature of Amendment</b>	<b>Leon County School District Staff Comments</b>	<b>Planning Staff Recommendation</b>	<b>LPA Recommendation</b>	<b>County Commission Position</b>
M-2005-001	Future Land Use Map Proposed map amendment change from Residential Preservation (overlying Rural) to Urban Fringe on approximately 10 acres located across from Chiles High School at 7079 Thomasville Road.	Located in the Roberts Elementary, Deerlake Middle, and Chiles High school zones. Deerlake and Chiles are over capacity.	Approve	Approve Also, approval of the option changing Millwood Estates Subdivision to UF	Approve Also, approval of the option changing Millwood Estates Subdivision to UF
M-002	Future Land Use Map Proposed (small scale) map amendment change from Rural to Urban Fringe for a 9.2-acre parcel on Walkabout Lane at its intersection with Centerville Road.	Located in the Roberts Elementary, Deerlake Middle, and Chiles High school zones. Deerlake and Chiles are over capacity.	Deny	Deny	Deny
M-003	<i>WITHDRAWN BY APPLICANT</i>				
M-004	Future Land Use Map Proposed map amendment change from Residential Preservation to the Mixed Use A category (implemented with C-1 zoning) on a 0.6-acre parcel on the south side of Killarney Way near its intersection with Shamrock South.	No effect to Leon County Schools.	Approve	Approve	<i>Continue to Joint Workshop</i>
M-005	Future Land Use Map Proposed map	No effect to Leon County	Approve	Approve	Approve

	amendment change from Central Urban to Recreational/Open Space-Stormwater Facility on a 16.9 acre parcel along Mill Street.	Schools.			
M-006	Future Land Use Map Proposed map amendment change from Rural to Mixed Use B (implemented by M-1 zoning) on a 17.6 acre parcel along Woodville Highway, and to bring this parcel into the Urban Services Area.	No effect to Leon County Schools.	Approve	Approve	Approve
M-007	Future Land Use Map Proposed map amendment change from Mixed Use B and Residential Preservation to Activity Center on 41 aggregated properties totaling approximately 12.7 acres located at the southeast corner of the intersection of Apalachee Parkway and Capital Circle S.E.	Located in Apalachee Elementary, Fairview Middle and Rickards High school zones. Approval would have no impact to Leon County Schools.	Approve <i>with Modification</i> (with the modification changing the Future Land Use Category to Mixed Use-B and Zoning District to Commercial Parkway only on the RP parcels in order to be most consistent with the surrounding area as well as the parcels in the application that are currently Mixed Use-B)	Approve <i>with Modification</i>	Approve <i>with Modification</i>
M-008	Future Land Use Map Proposed (small scale) map amendment change from Residential Preservation to Mixed Use B (implemented by R-3 zoning) on 0.92 acres located on Cactus Street.	School Board staff has determined that the amendment would have little impact on schools.	Deny	Deny	No Action Taken
M-009	Future Land Use Map Proposed (small scale) map amendment change from Residential Preservation to the Neighborhood Boundary category on four contiguous parcels totaling 3.88 acres on the north side	No effect to Leon County Schools.	Approve	Approve	<i>Continued to Joint Workshop</i>

of Mahan Drive  
between Mary's Drive  
and Blair Stone Road.

M-010 *WITHDRAWN BY APPLICANT*

M-011	Future Land Use Map Proposed map amendment change from Mixed Use B to Residential Preservation on 16.11 acres for the Meridian Park subdivision located on the south side of Laura Lee Street.	School Board staff has determined that the amendment would have little impact on schools.	Approve	Approve	Approve
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M-012	Future Land Use Map Proposed map amendment change from Rural to Urban Fringe on approximately 232 acres located north of Mahan Drive and east of Hawks Landing Drive.	Located in the Roberts Elementary, Deerlake Middle, and Chiles High school zones. Deerlake and Chiles are over capacity. Approval of the amendment would effect all zoned schools.	Deny	Approve Alternative A w/Development Agreement (see First Addendum)	No Action Taken
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M-013 **THERE IS NO AMENDMENT NUMBERED M-013**

M-014	Future Land Use Map Proposed map amendment change from Residential Preservation, Government Operational and Mixed Use A to Residential Corridor on approximately 130 acres located north of Mahan Drive and east and west of Thornton Road.	Located in the Moore Elementary, Swift Creek Middle, and Lincoln High school zones. Moore and Swift Creek are over capacity.	Approve	Approve	No Action Taken
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M-015	Future Land Use Map Proposed map amendment change from Residential Preservation to	Located in the Moore Elementary, Swift Creek Middle, and	Approve	Approve	No Action Taken
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	Residential Corridor and Residential Corridor Node on approximately 80 acres located north and south of Mahan Drive and east of Edenfield Road and Highland Drive.	Lincoln High school zones. Moore and Swift Creek are over capacity.			
M-016	Future Land Use Map Proposed map amendment change from Residential Preservation and Mixed Use B to Residential Corridor on approximately 56.85 acres located north and south of Mahan Drive near Dempsey Mayo Road.	Located in the Moore and Buck Lake Elementary, Swift Creek Middle, and Lincoln High school zones. Moore and Swift Creek are over capacity.	Approve	Approve	No Action Taken
M-017	Future Land Use Map Proposed map amendment change from Rural to the Urban Fringe category on 92 parcels totaling 242.35 acres in the Crump Road area.	Located within the Roberts Elementary, Swift Creek Middle and Lincoln High Schools. Swift Creek Middle is well over class size reduction capacity. Approval would have minimal impact on schools.	Approve	Deny	No Action Taken
T-018	Land Use Element Summary Addition to include the Mahan Drive Land Use categories, including changes to the Land Development Matrices	N/A	Approve	Approve	No Action Taken
T-019	Land Use Element Amends description of Urban Fringe to eliminate confusion between Cluster Development and Conservation Developments in the Urban Fringe	N/A	Approve	Approve	No Action Taken

Category.

T-020	Land Use Element Deletes language within the Lake Protection Category relating to closed basin exemptions.	N/A	Approve	<i>Continued to the June 7, 2005 LPA Meeting</i>	No Action Taken
T-021	Land Use Element Leon County Land Use Development Matrix & Tallahassee Development Matrix	N/A	Approve As Amended	Approve	No Action Taken
T-022	Transportation Element Update 2020 Plan Roadway Functional Classification Maps and list of roadways.	N/A	Approve	Approve	Approve
T-023	Transportation Element Capital Improvements Element; Future Land Use Element Summary, Adds new language relating to implementation of the Comprehensive Plan.	N/A	Approve	Approve	Approve
T-024	Housing Element Proposed amendment creates new opportunities for the Leon County and the City of Tallahassee to engage and ensure that local financial institutions, practice fair and equitable lending in residential mortgages.	N/A	Approve	Approve	No Action Taken
T-025	Future Land Use Element Proposed amendment establishes principles for defining boundaries for Future Land Use Maps (FLUM) Categories and ensuring consistency between the zoning map and the FLUM.	N/A	Approve	WITHDRAWN BY APPLICANT	

The Commission took tentative City Commission positions on the proposed amendments as follows:

\* Voted 4-0 to approve the staff's recommendations on the Consent Agenda items, including Map Amendments 2005-2-M-005, -006, -007, -008, -011, -014, -015 and -016, and Text Amendments 2005-2-T-018, -022 and -023

\* Voted 4-0 (Commissioner Gillum absent) to approve Map Amendment 2005-2-M-001 as modified and deny Map Amendment 2005-2-M-002

\* Voted 4-0 (Commissioner Gillum absent) to approve Map Amendment 2005-2-M-017

\* Voted 4-0 (Commissioner Gillum absent) to approve Text Amendment 2005-1-T-019

\* Voted 3-1 (Commissioner Lightsey opposed) to approve Map Amendment 2005-2-M-004

\* Voted 3-1 (Commissioner Lightsey opposed) to approve Map Amendment 2005-2-M-009

\* Voted 4-1 (Commissioner Katz opposed) to deny Map Amendment 2005-2-M-012

\* By consensus, deferred action on Text Amendment 2005-2-T-020

\* Voted 5-0 (Commissioner Katz opposed) to approve Text Amendment 2005-2-T-021; also, concurred to initiate an amendment to allow Urban Planned Unit Development (PUD) in the Central Urban district

\* Voted 3-2 (Commissioner Gillum and Katz opposed) to deny Text Amendment 2005-2-T-024; also, directed the City Treasurer to bring to the City Commission within the next six weeks his analysis and recommendation on the proposal to establish a linked-deposit program for the provision of affordable residential mortgages in the Southern Strategy Area

\* Clarified with staff the Planning Director's withdrawal of Text Amendment 2005-2-T-025 and Planning staff's intent to meet with the staff of Geographic Information System (GIS), Growth Management and the County Property Appraiser's Office to set internal policy for defining boundary lines

Item 2 - Deferred a discussion of the City's Sidewalk Program (an item brought forward by Public Works)

Item 3 – Received a staff presentation on public safety communications; concurred in authorizing Commissioner Lightsey to represent the City Commission in discussing with the County Commission's representative the development of a joint recommendation on how to proceed with the community's communications dispatch system and bring back a status report prior to the summer break, with the intent of presenting a final report after the break (brought forward by the Police Chief)

CTC:RM:ecg:05-23-05

## **SUMMARY OF COMMISSION MEETING - May 24, 2005**

The City Commission met in special workshop session and discussed the Proposed City of Tallahassee Budget for FY2006, taking the following action:

- \* Requested information on the following:
  - o potential increases in fees as it became available as well as information on what the rate consultants were being paid to conduct cost of service studies
  - o the nationwide increase in cost of fuel
  - o a nationwide or statewide comparison on increased property values
  - o the impact of not increasing the monthly StarMetro passes and only increasing the daily fare
  - o the number of StarMetro employees working full-time hours while being hired as part-time employees
  - o more detail on the City's debt service and an explanation of the fluctuation from the FY05 budget
  - o the impact of any cutbacks to the Kleman Plaza Master Plan in terms of quality of the aesthetics and functionality of the project, and the timeframe
  - o updates on a potential additional position for the Tallahassee Senior Center

- o areas where the RR&I funds were reaching a marginal level
- o the amount expended in FY2005 for position reclassifications
- o the potential for eliminating original components of the Kleman Plaza Master Plan
- o the cost of not selling the Northwest Park and developing the park, including long-range capital and operating costs if the City did not sell the Northwest Park property as well as information on the population to be served, and what portion of the population the County was already serving in the area; requested some in-depth analysis of the conditions and circumstances surrounding the City's commitment to providing a Northwest Park; requested a feasibility report on potential other uses of the Northwest Park site to meet the needs of City government, such as the development of affordable housing
  - o a plan from the CRC on how continued funding of \$75,000 for the Cultural Plan implementation would be used, identifying the workload issues, the ongoing need for funding, the timeframe and the goal, a phase out plan for the funding and some measurable accomplishments
  - o how the City budgeted for FSU mitigation funds (on the Commission's agenda for May 25, 2005)
  - o a chart showing the number of sworn Police officers per capita over the past couple of years
  - o an analysis of the cost for fingerprinting services, which the City currently provided at no charge
  - o any available budgetary information on the StarMetro Renaissance
  - o a breakdown of the fund balances for the existing Historic Preservation Grant & Loan projects
    - o showing the names and amounts the individual departments were expending for consultants
    - o funding for overtime costs for the Tallahassee Police Department associated with the annual Springtime Tallahassee 10K run
    - o continued funding of sector planning on an annual basis
- \* Mayor Marks and Commissioner Mustian flagged for discussion the recommended reduction of two service positions, including the Assistant Manager position in the StarMetro Department and a Right-of-Way Agent position in the Public Works Department.
- \* Commissioners Mustian and Katz flagged the Bradford Road and Lonnbloh Road Projects for return to the PASS Program for funding.
- \* Commissioners Gillum and Katz flagged the elimination of \$50,000 from Neighborhood and Sector Planning.
- \* Commissioners Lightsey and Mayor Marks flagged the funding allocation for the St. Francis Wildlife Agency.
- \* Commissioners Mustian and Katz flagged the funding allocation for sidewalk edging.
- \* Commissioners Mustian and Katz flagged the Sales Tax funding for the A. J. Henry Park as being unnecessary and suggested that project be scaled back to more low impact improvements to improve the facilities, thereby freeing up some of the Sales Tax funds.
- \* Commissioner Mustian and Katz flagged the Kerry Forest Road Extension Project for funding out of the Sales Tax funds, freeing up funding for some of the PASS projects and keeping the Bradford Road and Lonnbloh Road improvements as funded projects.
- \* Commissioners Mustian and Gillum flagged the timing of the Lake Bradford Gateway Enhancement Project in the Five-Year Capital Improvement Plan and requested that this project be brought back with some guidance from the sector plan.
- \* Commissioners Mustian and Lightsey flagged the Sales Tax Fund for review of using some of those funds for some of the City's historic preservation projects.
- \* The Commission concurred that some broad policy discussion was needed on how the City should proceed on the issue of economic development, and encouraged the EDC to bring back a plan by the end of June 2005 showing some demonstration of benefits accruing to the community, how the City could evaluate the performance of the EDC, and some demonstration of self-sufficiency for the EDC

## **SUMMARY OF COMMISSION MEETING - May 25, 2005**

The City Commission met in special workshop session and discussed the Proposed City of Tallahassee Budget for FY2006, taking the following action:

- \* Requested the following:
  - o a list of any other projects funded from the '89 Sales Tax that had not yet begun so that the Commission could review their priority along with other projects
  - o an analysis of the disposition of the '89 Sales Tax proceeds
  - o a breakout of the Capital Budget that would focus on General Government and would exclude all of the utilities
  - o more information on the Public Safety Communications Upgrade Project
  - o corrected the \$10,000 budget amount for the Four Points Bikeway Trail Head Development Project to \$50,000
  - o requested a budget update on the overall revenues generated by the 10% Sales Tax Extension
    - o directed staff to provide a report/analysis on the full list of Sales Tax Extension Projects - 10% List in the context of the 89 projects that were unfunded, and concurred to meet for such purpose in budget workshop session prior to the Regular Commission meeting on June 22 nd, at which time there would also be a public hearing on the Sales Tax Extension Projects – 10% List
    - o confirmed with Commissioner Katz that review of fees and a built-in clause with an index for escalation could be taken up by the Financial Viability of the Government Target Issue Committee before being brought to the full Commission, giving first priority to reviewing the fees and then establishing a process.
    - o requested that the staff bring back information on the significant increase in the Downtown Improvement Authority (DIA) Operating Fund from FY04 to FY05 and FY06
    - o identified the need to establish protocols before proceeding with FY07 to be the first year of a two-year budget
- \* Commissioner Mustian and Mayor Marks flagged the proposed reduction in Park Facility Maintenance from \$615,000 to \$500,000 per year for some explanation.
- \* Commissioner Katz and Mayor Marks flagged the proposed delay of \$50,000 funding in FY09 and FY10 for the Optimist Park Recreation Center.
- \* Commissioner Mustian flagged the Bronough and Duval Street Corridor Enhancements (Tennessee to Tharpe Street) for potential re-allocation of its funding.
- \* Commissioners Mustian and Gillum flagged the South Adams Street Gateway Enhancement Project for discussion to ensure there was communication with the County Commission on the City's plans for that area, and suggested that City staff ask that Florida A & M University take an official position supporting this project.
- \* Commissioner Katz flagged the Governor's Park Facility and Park Enhancements Project for reconsideration if there would be no state funds available for this project.
- \* Commissioner Mustian flagged the Calhoun/Gadsden/Thomasville Road Operation Study Improvements Projects for a better understanding of the project.

CTC:RM:ecg:07-22-05

## **SUMMARY OF COMMISSION MEETING- May 25, 2005**

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

Congratulated Mayor Marks on his recent election to serve as Chair of the Sunshine State Governmental Financing Commission (SSGFC)

Items 1, 3-10, 12-14 and 16-20 – Voted 5-0 (with Commissioners Katz and Mustian abstaining on Item 19) to approve the staff's recommendations presented in Consent Agenda Items 1, 3-10, 12-14 and 16-20 taking the following action:

Item 1 – Reappointed Kathleen Brothers to the City's Audit Committee, to a term expiring June 2008 (as recommended by the Mayor)

Item 2 – PULLED FROM CONSENT a Watershed Management Policy Board appointment (an item brought forward by the City Attorney) -- MOVED TO FOLLOW ITEM 27.1, SEE BELOW

Item 3 – Approved Change Order No. 2, in the amount of \$151,352, to the contract with ThyssenKrup Airport Systems, Inc., to complete the Airport Passenger Loading Bridges Improvement Project, for a revised total contract amount of \$2,112,949, and increased the project budget by \$175,000 through the utilization of PFC funds available in the Terminal Rehabilitation Project (COT Project #00352) (Option 1 as recommended by Aviation/Capital Program Administration)

Item 4 – Approved a consultant contract with Professional Communications Systems, Inc., to design an upgrade of the current broadcast system to a digital broadcast system for the City's government access channel, WCOT; authorized staff to transfer \$20,000 from the Comcast Deferred Account #001-0-222003 to be placed in a work order to cover the cost of this work (Option 1 as recommended by Communications)

Item 5 – Approved the award of Bid No. 0128-05-RM-BC for the construction of new electric supply to Florida A & M University (FAMU) to All Florida Electric of Tallahassee, Inc., sole bidder meeting specifications, in the amount of \$302,970 (Option 1 as recommended by Electric Utility/Power Engineering)

Item 6 – Approved the award of Bid No. 0122-05-RM-TC for a three-year term contract to purchase anhydrous and aqueous ammonia for the Hopkins Generating Station from LaRoche Industries, low bidder meeting specifications, in an estimated annual amount not to exceed \$135,000 (Option 1 as recommended by Electric Utility/Production)

Item 7 – Authorized the purchase of ten (10) Model T1006 Skotch Trifecta oil valves for the Hopkins Generating Station from Classic Controls of Lakeland, Florida, sole source provider, in the amount of \$59,380 (Option 1 as recommended by Electric Utility/Production)

Item 8 – Accepted \$200,000 worth of equipment for the Regional Domestic Security Task Force (RDSTF) from the Leon County Sheriff's Office, administrator of an Office of Domestic Preparedness (ODP) equipment grant, for the Tallahassee Fire Department (TFD), to be used in response to a Weapons of Mass Destruction (WMD) event or related incident (Option 1 as recommended by the Fire Department)

Item 9 – Approved the receipt of a State Homeland Security Program subgrant through the Florida Department of Community Affairs (FDCA), in the amount of \$79,950.91, for a tow vehicle and maintenance of monitoring equipment to be used by the TFD WMD Technical Response Team; authorized the City Manager to execute the subgrant agreement (Option 1 as recommended by the Fire Department)

Item 10 – Approved the purchase of various vehicles and equipment from the following vendors, in accordance with State Contract #070-001-05-1, totaling \$670,912.75, as follows (Option 1 as recommended by Fleet Management):

- o One (1) class eight fire tanker truck from Emergency One, Ocala, Florida, pursuant to term Contract #01C0189, in the amount of \$418,498 (a replacement vehicle for the Fire Department)

- o One (1) armored personnel carrier, via the Police Alternative Vehicle Purchasing Policy (Procurement Policy, Appendix B, #3) from Lenco Armored Vehicles, in the amount of \$189,951 (a replacement vehicle for the Police Department)
- o Two (2) four-door two-wheel drive utility vehicles from Beckford Ford-Mercury, Milton, Florida, pursuant to Florida Sheriffs Association Contract #04-12-0823, in the amount of \$36,720 -- replacing the purchase of two vehicles from Maroone Chrysler-Jeep, which had been authorized by the Commission on April 13, 2005 (a replacement vehicle for the Gas Department and one additional vehicle for Growth Management)
- o One (1) mowing tractor from Jones Tractor Company, of Tallahassee, Florida, pursuant to Hernando County School District Contract #03-515-03, in the amount of \$25,743.75 (a replacement tractor for the Public Works Right of Ways Division)

Item 11 – PULLED FROM CONSENT a request for authorization to enter into a contract for cellular service (an item brought forward by the Chief Information Systems Officer [CISO]) – SEE BELOW

Item 12 – Approved the purchase of electrical upgrade services for the 800 MHz Prime Site Addition at the Police Department from Motorola, Inc., the provider of all of the City's 800 MHz system equipment, in the amount of \$187,538 (Option 1 as recommended by CISO)

Item 13 – Authorized the allocation of \$3,500 from the Human Services line item in the Neighborhood and Community Services (NCS) operating budget to the current approved contract of A Life Recovery Center, a residential and outpatient substance abuse treatment program housed in the Frenchtown community, to fund a resident job training position to maintain the Fred Lee Park and the Historic Frenchtown entry sign at Macomb/Georgia Streets (Option 1 as recommended by NCS)

Item 14 – Approved the award of a construction contract for the South Monroe Street Landscape Enhancement Project, Bid No. 0133-05-ER-BC, to Gaskin Irrigation and Landscape Co., LLC, low bidder meeting specifications, in the amount of \$120,957.32 (Option 1 as recommended by Public Works/Real Estate)

Item 15 – DELETED FROM THE AGENDA a recommendation to approve a contract for the design and construction of the Greenwood Cemetery Security Fence (an item brought forward by Public Works/Real Estate)

Item 16 – Approved the purchase of 0.5 acres (Parcel 109) from Annie Lee Haynes, in the amount of \$178,000, and the purchase of 0.5 acres (Parcel 110) from Dan and Patricia McGee, in the amount of \$175,000, located off John Branton Lane and necessary for the Welaunee Boulevard Phase II Project, plus closing costs totaling \$3,000 for both parcels, for a total expenditure of \$356,000 (Option 1 as recommended by Public Works/Real Estate)

Item 17 – Adopted Resolution No. 05-R-20, authorizing application for a FY2005-06 Transportation Disadvantaged Trust Fund Grant of \$437,375 from the Florida Commission for the Transportation Disadvantaged, allowing StarMetro, as the Community Transportation Coordinator (CTC) for Leon County, to access funding to help subsidize the travel needs of non-sponsored transportation disadvantaged citizens (Option 1 as recommended by StarMetro)

Item 18 – Authorized a Section 5307 Grant Application for StarMetro operations, planning and capital assistance, in the amount of \$2,223,433, and a Section 5309 Grant Application for capital assistance, in the amount of \$2,357,381, to support mass transit (Option 1 as recommended by StarMetro)

Item 19 – Adopted Resolution No. 05-R-22, authorizing a loan from the Sunshine State Governmental Financing Commission (SSGFC), in an amount not to exceed \$10,000,000, for the purchase of an interest in the Frenchtown Renaissance Center and associated expenses, and

delegated authority to the Mayor and the City Treasurer-Clerk to execute and deliver a Loan Agreement (Option 1 as recommended by the City Treasurer-Clerk)

Item 20 – Approved the minutes of the following City Commission meetings as distributed (recommended by the City Treasurer-Clerk/Records Management):

\* April 21, 2005 Special (Joint City-County Public Hearing, Adoption of Cycle 2005-1 Amendments to the Comprehensive Plan)

\* April 21, 2005 Special (Joint City-County Public Hearing, Proposed Cycle 2005-2 Amendments to the Comprehensive Plan)

Item 2 (pulled from Consent) – Voted 5-0 to appoint Commissioner Lightsey to serve on the Watershed Management Policy Board as the City Commission designee (brought forward by the City Attorney)

Item 11 (pulled from Consent) – Voted 5-0 to authorize Information Systems Services (ISS) to contract with ALLTEL Communications for cellular service for all City departments, for Citywide savings of \$331,836 over the life of the three-year term contract (Option 1 as recommended by the Chief Information Systems Officer [CISO])

Item 15 (deleted from the agenda) – The Commission briefly discussed the vendor selection process relating to this item.

Items 21-23 – By consensus, introduced Ordinances 05-Z-43, 05-O-47 and 05-O-49, and set the ordinances for public hearings, as recommended:

Item 21 - Introduced Diane Roberts, Etal. Rezoning Ordinance No. 05-Z-43, which would rezone 3.88 acres fronting on the north side of Mahan Drive between Marys Drive and Blair Stone Road from Residential Preservation 2 (RP2) to NBO Neighborhood Boundary Office (RZ-481) (owners: Diane Roberts, Patrick Kates, Brandee Whitfield and Martha B. Parker), set for public hearing on June 16, 2005 (Option 1 as recommended by Planning)

Item 22 - Introduced Small Scale Map Amendment Ordinance No. 05-O-47, which would adopt Comprehensive Plan Amendment 2005-2-M-002, denial recommended by the LPA, changing the future land use map designation on 9.2 acres located on Walkabout Lane, off Centerville Road, from Rural to Urban Fringe (owner: Cynthia Henderson), set for public hearing on June 16, 2005 (Option 1 recommended by the City Attorney)

Item 23 - Introduced Small Scale Map Amendment Ordinance No. 05-O-49, which would adopt Comprehensive Plan Amendment 2005-2-M-009, changing the future land use map designation of 3.88 acres fronting on the north side of Mahan Drive between Marys Drive and Blair Stone Road from Residential Preservation (RP) to Neighborhood Boundary (owners: Diane Roberts, Patrick Kates, Brandee Whitfield and Martha B. Parker), set for public hearing on June 16, 2005 (Option 1 as recommended by the City Attorney)

Item 24 – Voted 5-0 to approve the selection of SPL WorldGroup, Inc., utilizing RFQ 0186-04-KR-QC, for PeopleSoft upgrade services and authorize the expenditure of not to exceed \$1,928,500 for Customer Information System (CIS) upgrade related hardware and services (Option 1 as recommended by the CISO/ISS)

Item 25 – Held the first of two public hearings on Land Development Code Amendment Ordinance No. 05-O-39, introduced on May 10, 2005, amending the Land Development Code to add a definition for "Charitable Donation Stations" and to permit this use within the C-2 and CP zoning districts, and adopt associated development standards; set the second public hearing on this ordinance for July 13, 2005 (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 26 – Voted 5-0 to authorize the City Manager to proceed with the RFQ process and develop a list of recommended RFQ respondents who would be eligible to participate in the Request for Proposals (RFP) process for the redevelopment of City properties along the Gaines Street Corridor and in the downtown, including the O'Connell Property, the Floridan Block, and the Salie Property (Option 1 as recommended by Economic Development as amended to include the surplus state properties referenced in Item 25)

Also, commended the City staff for their work on this Gaines Street redevelopment issue, and requested a copy of the timeline for the planned redevelopment of these properties and the RFQ distribution list

Item 27 – Voted 5-0 to authorize staff to submit an application for a State Historic Preservation Grant of \$250,000 in funding for preservation improvements to the old Incinerator Building, the old Power Plant Building and the Centennial Park Wall, to support the estimated \$584,000 needed to stabilize these targeted structures (Option 1 as recommended by Economic Development)

Item 27.1 – Voted 5-0 to approve a request from the Mary Brogan Museum of Art & Science (MOAS) for the advance funding of a grant, in the amount of \$172,880, for fiscal year 2006 and authorization to the City Manager to release those grant funds to the Museum by July 1, 2005 (Option 1 as recommended by the Department of Management & Administration [DMA]/Budget & Policy)

The Commission recognized and complimented Ms. Chucha Barber, Executive Director of the MOAS, for doing a good job and credited her for bringing a major new exhibit to the community.

Item 27.2 – Voted 5-0 to approve the Preakness Point subdivision plat, containing 7.10 acres, subdivided into 18 lots, bounded on the north by Charleston Place subdivision, on the east by Wood Gate Unit No., 2 subdivision, on the south by unplatted land, and on the west by Thomasville Road, planned for development as single-family residential by the owners, Robert C. Dean, Robert Carlton Dean, Jr. and D. Wilson Dean (as recommended by Public Works/Engineering)

Item 28 – Held the first of two public hearings on the Florida State University (FSU) Development Agreement, and reviewed FSU's responses to the City's comments on the FSU Campus Master Plan; set the second and final public hearing on the FSU Development Agreement for June 8, 2005 at 5:00 p.m. (Option 1 as recommended by Planning) (Commissioner Gillum participated by telephone)

The Commission discussed the inclusion of three additional parking garages in the University's master plan; suggested that the University encourage some campus retail along with the garages; expressed hope that the StarMetro Renaissance Study would result in some mass transit improvements that would alleviate the students' need for additional parking garages; and, additionally, ascertained that the University would receive the funds to begin the planning process for new intramural fields at its southwest campus in the Fall of 2005.

FSU Vice President Carnaghi appeared before the Commission in support of this item.

Item 29 – Held a public hearing on a Notice of Proposed Change (NOPC) #11 to the Tennessee-Capital Center Development of Regional Impact (DRI) and voted 5-0 (with Commissioner Gillum participating by telephone) to determine that this NOPC is not a substantial deviation and approve the Amended Development Order as presented (Option 1 as recommended by Growth Management)

Mr. Barry Poole, Poole Engineering & Surveying, 2145 Delta Boulevard, representing the applicant, appeared before the Commission and confirmed that the stormwater facilities for this DRI had been brought up to standard.

Item 30 – Held the third public hearing on the Blairstone Court Subdivision Paving Assessment and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt Resolution No. 05-R-16, replacing Resolution No. 04-R-47 adopted at the second public hearing on December 15, 2004, and setting the maximum assessment at \$4,125 per parcel (an increase of \$325 over the previous maximum assessment) for the paving of Blair Stone Court; and to also approve additional funding in the amount of \$28,600 and authorize staff to proceed with the paving assessment process (Option 1 as recommended by Public Works/Engineering)

There were no speakers on this item.

Item 31 – Held a public hearing on TK Enterprises (DeVoe Moore Automobile Storage/Powerhouse Property I-10 and U.S. 90 East) Rezoning Ordinance No. 05-Z-27, introduced on May 10, 2005; voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning approximately 16.7 acres located on the northwest corner of Mahan Drive and Interstate 10 from CPA (Critical Planning Area) to IC (Interchange Commercial) (RZ-473) (applicant: TK Enterprises of North Florida; owners: DeVoe Moore, Tiffany Hosford, and Katherine Caldwell) (RZ-473) (Option 2 as recommended by Planning)

There were no speakers on this item.

Item 32 – Held a public hearing on Wellington Place (PUD) Rezoning Ordinance No. 05-Z-31, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning approximately 4.65 acres located on the northeast corner of Ross Road and Shelfer Road from MR-1 (Medium Density Residential) to PUD (Planned Unit Development) (RZ-475), and approve the applicant's proposed concept plan based on the findings and conditions of the Planning Commission (applicant: Howard Rice; agent: Spectra Engineering) (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 33 - Held a public hearing on Maranatha Baptist Church Rezoning Ordinance No. 05-Z-33, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning approximately four (4) acres located on the south side of Pecan Road approximately 560 feet east of Trimble Road from R-5 (Manufactured Home and Single Family Detached Residential) to MR-1 (Medium Density Residential) (RZ-476), based on the findings of the Planning Commission (applicant: Maranatha Baptist Church) (Option 1 as recommended by Planning)

Item 34 - Held a public hearing on Jackson Bluff Village Rezoning Ordinance No. 05-Z-36, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning approximately 10.5 acres located on the south side of Jackson Bluff Road approximately 1,000 feet east of Capital Circle Southeast from PUD to OR-3 (RZ-478), based on the findings of the Planning Commission (owner/applicant: Jackson Bluff Properties, LLC) (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 35 - Held a public hearing on Elmwood Road Rezoning Ordinance No. 05-Z-37, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning 5.2 acres located on the north side of Elmwood Road near the southwest corner of the intersection of Mahan and Interstate 10 from RP (Leon County Residential

Preservation) to RP-1 (City of Tallahassee Residential Preservation 1) (RZ-479), based on the findings of the Planning Commission (owner: James Alford; applicant: City of Tallahassee) (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 36 - Held a public hearing on Diamond Building Rezoning Ordinance No. 05-Z-38, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, rezoning approximately .27 acres located on the east side of North Monroe Street approximately 100 feet north of College Avenue from RO (Targeted Retail/Office) Growth Area with (HPO) Historic Preservation Overlay to RO Growth Area with no HPO, and remove the property from the Local Register of Historic Places (RZ-480), based on the findings of the Planning Commission (applicant: Architectural Review Board; owners: J. Russell Price & Johnny Blue Craig) (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 37 – Held the first of two public hearings on Land Development Code Amendment Ordinance No. 05-O-39, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, amending the Land Development Code to add a definition for "Charitable Donation Stations" and to permit this use within the C-2 and CP zoning districts, and adopt associated development standards; set the second public hearing on this ordinance for July 13, 2005 (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 38 - Held the first of two public hearings on Land Development Code Amendment Ordinance No. 05-O-40AA, which would amend the Land Development Code to create a new Medium Density Residential District, MR-2, allowing densities from 6-12 units per acre; set the second public hearing on this ordinance for July 13, 2005 (Option 1 as recommended by Planning) (Commissioner Gillum participated by telephone)

There were no speakers on this item.

Item 39 - Held a public hearing on XIAO WEI, Inc. Rezoning Ordinance No. 05-Z-01, introduced on February 9, 2005 and continued from February 23 and March 30, 2005, which would rezone 9 acres + located on the north side of Fox Pass Lane approximately 1/3rd mile northeast of the intersection of Hartsfield and Trimble Roads from R-1 (Single Family Detached Residential) to R-3 (Single Family Detached, Attached and Two Family Residential) (RZ-458) (owner/applicant: Xiao Wei, Inc.; agent: DEC Engineering, Inc.); continued the public hearing on this ordinance to July 13, 2005 (Option 1 as recommended by Planning) (Commissioner Gillum participated by telephone)

There were no speakers on this item.

Item 40 - Held a public hearing on First Team Properties, LLC Rezoning Ordinance No. 05-Z-35, introduced on May 10, 2005, which would rezone approximately 0.53 acres located on the west side of Broward Street approximately 150 feet north of Apalachee Parkway from OR-2 (Office Residential 2) to C-2 (General Commercial) (RZ-477) (applicant: First Team Properties); continued the public hearing on this ordinance to July 13, 2005 (Option 1 as recommended by Planning) (Commissioner Gillum participated by telephone)

Item 41 - Held a public hearing on Virgil Road Voluntary Annexation Ordinance No. 05-O-41, introduced on May 10, 2005, and voted 5-0 (with Commissioner Gillum participating by telephone) to adopt the ordinance, providing for the voluntary annexation of the northernmost

section of Virgil Road, planned for improvement by the developer of Garden Oaks of Piney Z (Option 1 as recommended by the City Manager/Senior Aide to the Mayor)

There were no speakers on this item.

Item 42 – Held a public hearing on Towing Fees Ordinance No. 05-O-45AA, introduced on May 10, 2005, and voted 4-1 (Commissioner Gillum opposed) (with Commissioner Gillum participating by telephone) to adopt the ordinance, amending the City Code to increase the maximum fees for trespass and wrecker rotation towing and storage of vehicles, amended to be effective June 1, 2005 (Option 1 as recommended by the City Attorney as amended)

Mr. Garvin Bowden, 1300 Thomaswood Drive, representing Professional Parking, Hobkirk Towing, and Ability Towing, appeared before the Commission in support of this item.

Item 43 - Mayor Marks updated the Commission on Mayor/Chair meeting issues. The Commission discussed a County Commission suggestion to consider consolidating the City and the County Growth Management Departments, and referred that issue to the Long Range Planning Target Issue Committee for consideration of policy issues, analysis of differences in rules and cost involved, and an objective review of pros and cons.

City Commission Information & Sharing of Ideas -

Commissioner Lightsey announced a report would be brought back on a plan to launch a coordinated City-County Watershed Management Plan. She also updated the Commission on plans for moving towards substantive the discussion of the joint dispatch/safety communications issue.

Commissioners Mustian expressed concern with the number of staff persons attending the Commission's budget workshops. The City Manager clarified that the attendance of department and division representatives at these budget process workshops was a requirement that had been initiated by prior Commissions.

Commissioner Katz directed staff to investigate and provide a report on 1) creating a fund to purchase environmentally sensitive lands, and 2) how to potentially include a Comprehensive Plan amendment in the next available amendment cycle that would provide flexibility for the Commission to allow certain types of mitigation, such as concurrency for the donation of needed right-of-way for improvements to Capital Circle and other constrained roadways.

Commissioner Gillum referenced his review of the FSU Campus Master Plan and suggested that the City look for a creative pilot program that would use concurrency mitigation funds from the universities to address peripheral traffic, which might include mass transit service and pedestrian facilities.

Commissioner Lightsey reported on a recent hydrogeology symposium on the protection of the Wakulla Springs Watershed, indicating there had been a positive exchange of ideas and it was anticipated to result in some short-term and long-term recommendations, and she commended the City staff who had attended and participated for doing a good job. She also reported that the City Manager had agreed with her suggestion that the City sponsor a second follow-up symposium on this issue in September 2006.

Unagendaed -

Ms. Edwina Stephens, 608 FAMCEE Avenue, representing the Bond Community, and Mr. Henry Lewis, 531 Tuskegee Street, appeared before the Commission and urged the Commission to maintain its commitment of resources to the neighborhood infrastructure enhancement projects in the Bond Community area.

The Commission confirmed with staff that those projects were moving forward as expeditiously as possible and directed staff to provide ongoing status reports on the projects.

CTC:RM:ecg:05-27-05

## **SUMMARY OF COMMISSION MEETING - June 8, 2005**

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

Item 1 – Accepted a House of Representatives resolution from Representative Lorraine Ausley recognizing the Tallahassee Police Department for its recent re-accreditation for another three-year term

Item 2 – Former City Commissioner Dorothy Inman-Johnson appeared before the Commission, representing the Capital Area Community Action Agency, and presented the Agency's 2003-2004 Annual Report and a flyer on the City of Tallahassee Project Share program, which accepts donations to aid Tallahassee utility customers needing assistance, administered by the Agency. Ms. Inman-Johnson invited participation in the Celebrity Softball Games, scheduled to be held at Tom Brown Park on September 1, 2005, at 2:30 p.m.

Items 3-10 and 12-23– Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3-10 and 12-23, taking the following action:

Item 3 – Approved the reappointment of Sonya Daws to serve on the Tallahassee-Leon County Board of Adjustment and Appeals, to a term expiring June 2008 (as recommended by the Mayor)

Item 4 – Approved the reappointment of James R. Ford, Jr. to serve on the Tallahassee Housing Authority, to a term expiring April 2009 (as recommended by the Mayor)

Item 5 – Approved the following appointments of citizens to serve on the Downtown Improvement Authority (DIA) (as recommended by the Mayor):

	Term Expiration
Appoint Jenny Nash (replacing David Barrett)	June 2008
Appoint Jon Sweede (replacing Dennis Morgan)	June 2007
Reappointment Grace Dansby	June 2008

Item 6 – Adopted Resolution No. 05-R-21, reaffirming the City of Tallahassee's commitment to the Sister City Program with Sligo, Ireland (recommended by the Mayor)

Item 7 – Approved the Selection Committee's ranking and authorized staff to negotiate and execute a General Services Agreement (GSA) for hydro engineering services (RFP #0110-05-RM-TC) with the top ranked firm, Mead & Hunt (Option 1 as recommended by Electric Utility/Production)

Item 8 – Approved the Selection Committee's ranking and authorized staff to negotiate and execute GSA's for specialized engineering services (RFP #0109-05-RM-TC) with the three top-ranked firms, Sargent & Lundy, Black & Veatch and Washington Group International (Option 1 as recommended by Electric Utility/Production)

Item 9 – Approved the purchase of one (1) replacement class eight heavy duty truck from Ward International Trucks, of Tallahassee, FL, low bidder meeting specifications, in the amount of \$175,028.03; and two (2) replacement class five medium duty trucks from ALTEC Industries, of

Elizabethtown, KY, low bidder meeting specifications, in the amount of \$157,264 (Option 1 as recommended by Fleet Management)

Item 10 – Authorized Information System Services (ISS) to purchase a network/pc antivirus and intrusion protection system from Dyntek, the City's security partner, via RFQ #0145-05-KR-QP, in the amount of \$306,574 (Option 1 as recommended by the Chief Information Systems Officer [CISO])

Item 11 – PULLED FROM CONSENT the purchase and installation of additional mobile radios (an item brought forward by the Tallahassee Police Department [TPD]) – SEE BELOW

Item 12 – Authorized the Police Department to accept, subcontract and expend the final Weed and Seed grant for FY05, in the amount of \$225,000, as outlined in the agenda item (Option 1 as recommended by TPD)

Item 13 – Approved the Woobihaca Subdivision plat, consisting of two (2) acres subdivided into two (2) lots, bounded on the north and west by unplatted land, on the south by Capital Circle Southeast, and on the east by the St. Marks Branch of the Seaboard Airline Railroad, being developed as commercial by Woobihaca, LLC, Inc., with Jim Card as one of its partners (as recommended by Public Works/Engineering)

Item 14 – Approved a Joint Project Agreement (JPA) with the Florida Department of Transportation (FDOT) to reimburse the City of Tallahassee the actual costs directly related to the design, construction, and construction engineering and inspection (CEI) of the Campbell Connector Bicycle and Pedestrian Trail (from the St. Marks Trail at Gaile Avenue and South Monroe Street to Jack McLean Park at Paul Russell Road and Zillah Road), in an amount not to exceed \$368,000, and authorized the Mayor to execute the JPA (Option 1 as recommended by Public Works/Project Management)

Item 15 – Approved the award of a three-year contract for consulting real estate appraisal services (RFP #0117-05-VA-TC) to the four appraisers recommended by the Appraisal Review Committee, as follows (Option 1 as recommended by Public Works/Real Estate):

- \* Wiegel – Veasey Appraisers, Inc.
- \* Boutin, Brown Realty Advisors, Inc.
- \* Cureton – Johnson and Associates
- \* Deal Consulting, P.A.

Item 16 – Approved the additional appropriation of \$209,498.80 for Sidewalks – New Developments, i.e., additional sidewalk refunds anticipated to be paid in FY2005 (Option 1 as recommended by Public Works/Traffic Engineering)

Item 17 – Approved a 90-day contract extension with the community transportation carriers, Big Bend Transit and Sessaly-Rose Transit, which were due to expire June 30, 2005 (as recommended by StarMetro)

Item 18 – Authorized staff to contract with R. W. Beck, the City's current Rate Consultant, to conduct a Water & Sewer Rate Study, at a cost not expected to exceed \$152,356 (Option 1 as recommended by Utility Business & Customer Services/Utility Accounting Administration)

Item 19 – Approved a three-year contract for the cleaning and painting of approximately 1,000 fire hydrants in the Tallahassee water system with the Three-H Learning Center (THLC), of Dade City, FL, a non-profit organization, at an estimated cost of \$120,000 (Option 1 as recommended by Water Utility)

Item 20 – Approved the award of a three-year term contract for the excavation, backfilling and compaction of trenches (IFB #0087-0-2005/RDM) to Florida Developers Inc. of Tallahassee, Florida, low bidder meeting specifications, in the estimated expenditure amount of \$53,000 per year – allowing timely repair of failed water and sewer trenches (Option 1 as recommended by Water Utility/Distribution & Collection System)

Item 21 – Approved the award of a two-year contract to purchase liquid polymer for wastewater biosolids treatment water from Stockhausen, of Greensboro, NC, sole source provider, at a total estimated cost of \$400,000 (Option 1 as recommended by Water Utility)

Item 22 – Approved a mediated settlement agreement proposed in the Eminent Domain Case City of Tallahassee v. Capital Group Health Services of Florida, Inc., d/b/a Capital Health Plan, Case No. 02-CA-1316, as outlined (Option 1 as recommended by the City Attorney)

Item 23 – Approved the minutes of the April 27, 2005 Regular City Commission Meeting as distributed (as recommended by the City Treasurer-Clerk/Records Management)

Mayor Marks presented the Sligo, Ireland Sister City Reaffirmation Resolution No. 05-R-21 to representatives of the Tallahassee Irish Society, including Messrs. James Varnado, Mike Sheridan, and Paul Burns.

Item 11 (pulled from Consent) – Voted 5-0 to approve the sole source purchase and installation of 94 additional 800 MHz mobile radios from Motorola, in the amount of \$309,655, from Mobile Radio capital project #05143 (Option 1 as recommended by the Police Department)

Item 24 – DELETED FROM THE AGENDA the introduction of Ordinance No. 05-Z-20, which would remedy deficiencies in the review process for roadway abandonments (an item brought forward by Planning)

Item 25-27.1 – By consensus, introduced Ordinances Nos. 05-O-23, 05-Z-28, 05-O-56 and 05-O-53, as presented:

Item 25. Introduced Land Development Code Amendment Ordinance No. 05-O-23, which would add a new downtown zoning district to the Environmental Management Ordinance (EMO): UV, University Urban Village, and would extend current exemptions from landscaping and urban forest standards to include the new district -- set for public hearing on July 13, 2005 (Option 1 as recommended by Planning)

Item 26. Introduced Calvin Sherman Rezoning Ordinance No. 05-Z-28, which would rezone 0.175 acres fronting on Myers Park Lane south of Lafayette Street from Residential Preservation 2 to Central Urban – set for public hearing on July 13, 2005 (Option 1 as recommended by Planning)

Item 27. Introduced Ordinance No. 05-O-56, which would change the distance requirements of alcoholic beverage establishments to churches and schools from 300 feet to 500 feet (Option 1 as recommended by the City Attorney)

Item 27.1. Introduced Voluntary Annexation Ordinance No. 05-O-53, which would annex four properties totaling approximately 6.5 acres located on West Lakeshore Drive, and set the ordinance for public hearing on June 22, 2005 (Option 1 as recommended by the Office of the Mayor)

Item 28 – Accepted a final report on the 2005 Legislative Session (brought forward by the Office of the Mayor)

Mr. Ron Book, Mr. Bill Peebles and Ms. Katie Johnson, members of the City's Legislative Lobbying Team, appeared before the Commission relative to this item

Item 29 – Voted 5-0 to accept a staff report on the Greenspace/Environmentally Sensitive Lands (GS/ESL) program (Option 1), and direct staff to continue to implement the Greenways Master Plan and acquire any remaining GS/ESL properties where feasible (Option 2), with staff to bring back additional information for a workshop discussion (brought forward by Planning)

Item 30 – Voted 5-0 to authorize the City Manager to execute a contract for remediation services with URS Corporation consistent with the business points set forth in the agenda item; authorize the City Manager to execute amendments to the URS contract not to exceed a total amount of \$500,000; authorize the City Manager to execute a Florida Department of Environmental Protection (FDEP) grant agreement providing funding assistance for remediation of the MGP Site, and appropriate additional funding in the amount of \$569,063.76 for Project No. 05077 (Option 1 as recommended by the City Attorney)

Item 31 – Voted 5-0 to approve extending the existing contract with Waste Management, Inc. for residential solid waste collection services in the contracted area of the City for three (3) months to September 30, 2006 (Option 1), and issue bid documents requesting pricing for the Service Level Options listed in Attachment A, with services to begin October 1, 2006 (Option 2) (as recommended by Solid Waste Services)

Item 32 – Held the second and final public hearing on the Florida State University (FSU) Development Agreement, and reviewed changes made to the FSU Master Plan and the development agreement between FSU and the City of Tallahassee; voted 5-0 to approve the FSU Development Agreement (Option 1 as recommended by Planning)

There were no speakers on this item.

Unagendaed:

Ms. Janie Coleman, representing Waste Management of Leon County, Commonwealth Drive, appeared before the Commission in support of Item 31.

The Commission briefly discussed the City's program to cover open ditches through the PASS Program.

City Commission Information and Sharing of Ideas:

Commissioner Katz requested that the staff bring back a policy on use of the Electronic Document Management System (EDMS).

Commissioner Lightsey reported that she and County Commissioner DePuy would be traveling to Gainesville as a first step in gathering information to help resolve the joint dispatch issue of law enforcement, 911 and emergency medical services (EMS). She also reported that she and County Commissioner Thaelle were meeting to strategize on the City-County joint watershed management program.

CTC:RM:ecg:06-28-05

## **SUMMARY OF COMMISSION MEETING - June 15, 2005**

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

Item 1 – Accepted a staff briefing orienting the Commission on the new Florida Department of Community Affairs (FDCA) process for the Evaluation and Appraisal Report (EAR) on the Tallahassee-Leon County Comprehensive Plan, to be adopted by July 1, 2007 (Option 1 as recommended by Planning)

Voted 3-2 (Commissioners Mustian and Katz opposed) to eliminate all citizen-initiated Comprehensive Plan amendments during the 2006-2 (January 2006) cycle (Option 2 as recommended by Planning)

Voted 5-0 to require government-initiated amendments to be approved by the respective Commission(s) prior to December 31, 2005, with said amendments to be filed by the Planning Department on behalf of the Commissions (Option 3 as recommended by Planning)

Item 2 – Voted 5-0 to approve the interim review process for addressing the transition area between Florida State University (FSU) and the Downtown (Option 1 as recommended by Planning)

Item 3 – Deferred consideration of an implementation strategy for the Capital City Plaza Project (an item brought forward by Economic Development) – delayed to June 22, 2005

CTC:RM:ecg:06-29-05

#### **SUMMARY OF COMMISSION MEETING - June 22, 2005**

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

Mayor Marks announced that his Aide, Ms. Melanie Kopp was leaving employment with the City and he thanked her for her help over the past two years.

Item 1 – Presented a proclamation recognizing the 2005 Fourth of July Celebrate America event to Billy Holder, Executive Director, and other sponsor representatives of the Celebrate America Committee

Items 2-8 – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2-8, taking the following action:

Item 2 – Approved Change Order No. 3, in the amount of \$50,080.53, to the contract with Sandco, Inc., for closeout of the Airport Fencing and Gate Improvements/Perimeter Road Project including approximately \$31,000 in negotiated deducts, for a total revised contract amount of \$3,180,862 (Option 1 as recommended by Aviation)

Item 3 – Approved the award of a three-year term contract for underwater diving services required at the City's electric generating facilities to Seamars Divers, Inc., low bidder meeting specifications, in the estimated amount of \$100,000, and authorized staff to enter into a contract with the vendor (Option 1 as recommended by Electric Utility/Production)

Item 4 – Approved the award of a three-year term contract for valve repair services required at the electric generating facilities to Flotech Industries and AVP Valve Inc. dba American Valve and Pump, low bidders meeting specifications, in the estimated amount of \$100,000, and authorized staff to enter into a contract with the vendors (Option 1 as recommended by Electric Utility/Production)

Item 5 – Approved the award of bid for the Hopkins Unit 2 Demineralizer Equipment (IFB No. 0134-05-RM-BC) to US Filter, low bidder meeting specifications, in the amount of \$452,787 (Option 1 as recommended by Electric Utility/Production)

Item 6 – Approved the purchase of one (1) asphalt paving machine from Flagler Construction Equipment Company, of Midway, FL, low bidder meeting specifications, in the amount of \$252,197 (Option 1 as recommended by Fleet Management)

Item 7 – Approved the award of a two-year term contract for towing services to Lake Jackson Towing, Wrecker & Accident Recovery, Inc., low bidder meeting specifications, in the estimated amount of \$75,000 per year (Option 1 as recommended by the Department of Management & Administration [DMA]/Procurement)

Item 8 – Adopted Resolution No. 05-R-25, approving Comcast Cablevision's maximum permitted rates for basic tier service, installation service and rental fees for 2005 (Option 1 as recommended by Utility Business & Customer Services [UBCS]/Utility Accounting)

Items 9-12 – By consensus, introduced Ordinances Nos. 05-Z-52, 05-Z-54, 05-O-58 and 05-O-44 as presented:

Item 9. Introduced Ordinance No. 05-Z-52, which would rezone approximately 1.25 acres located on the southwest corner of Hartsfield Road and Trimble Road from R-1 Single Family Detached to R-3 Single Family Detached, Attached & Two-Family (applicant: Magnolia Investments of Tallahassee, Inc.), and set the ordinance for public hearing on July 13, 2005 (Option 1 as recommended by Planning)

Item 10. Introduced Ordinance No. 05-Z-54, which would rezone approximately 2.94 acres located on the southeast corner of Magnolia Drive and Jim Lee Road from RP-1 Residential Preservation 1 to RP-2 Residential Preservation 2 (applicant: Sandra Kathleen Gaynor), and set the ordinance for public hearing on July 13, 2005 (Option 1 as recommended by Planning)

Item 11. Introduced Ordinance No. 05-O-58, which would provide for the voluntary annexation of approximately three (3) acres located at the northwest corner of Ox Bottom and Thomasville Roads, and set the ordinance for public hearing on July 13, 2005 (Option 1 as recommended by the Office of the Mayor)

Item 12. Introduced Ordinance No. 05-O-44, which would amend the taxicab regulations regarding rates, franchising of taxicab companies, minimum standards and conditions of operations, driver licensing, and drug testing, and set the ordinance for public hearing on July 13, 2005 (Option 1 as recommended by the City Attorney)

Item 13 – Voted 5-0 to adopt an implementation strategy to move forward with planning for the Capital City Plaza Project, which would provide a pedestrian amenity to link the State Capitol Complex, Kleman Plaza and the Adams Street area, and support the generation of more downtown activity, as part of the Downtown Connectivity Plan (Option 1 as recommended by Economic Development)

Item 14 – Voted 4-0 (Commissioner Katz absent) to authorize staff to accept and execute a Department of Homeland Security, Transportation Security Administration (TSA) Cooperative Grant Agreement for a Pilot Project Enhancing Airport Security, in the amount of \$1,000,000, and negotiate and execute the Project Management Agreement with G5 Technologies, Inc. (Option 1 as recommended by Aviation)

Item 15 – Voted 4-0 (Commissioner Katz absent) to approve the allocation of FY05 State of Florida Edward Byrne Memorial Justice Assistance Grant funding, in the amount of \$204,473, as presented, and authorize the Tallahassee Police Department (TPD) to apply for, accept and expend \$94,473 in support of the proposed TPD Auxiliary Program (Option 1 as recommended by TPD)

Item 16 – Voted 5-0 to approve the award of a construction contract for the South Adams Street Gateway Enhancement Project (Phase I) to Concrete Services of Quincy, Inc., the sole bidder meeting specifications, in the amount of \$346,095.43 (Option 1 as recommended by Public Works/Project Management); suggested that the CRTPA be formally petitioned to delete the South Adams Street Four-Laning Project from its priority list

Item 17 – Voted 4-0 (Commissioner Gillum absent) to accept the Purdom Unit 8 Steam Turbine Failure Insurance Claim status report and authorize supplemental appropriations to increase the cash funding by \$120,000, including \$20,000 from Electric RR&I and a transfer of \$100,000 from the Purdom Operating Budget, for the portion of repairs costs that were denied by the insurance adjustor (Option 1 as recommended by Electric Utility/Production)

Item 18 – Voted 3-0 (Mayor Marks and Commissioner Mustian abstained) to authorize, through a negotiated sale, the issuance of fixed rate bonds to refund the outstanding City of Tallahassee Consolidated Utility System Revenue Bonds, Series 1995; to adopt Resolution No. 05-R-24, authorizing the issuance of not to exceed \$41 million in City of Tallahassee Consolidated Utility System Revenue Refunding Bonds, Series 2005; and to approve the addition of co-manager SBK-Brooks Investment Corp. to serve with RBC Dain Rauscher on the financing team (Option 1 as recommended by the City Treasurer-Clerk)

Item 18.1 – Voted 5-0 to approve the receipt of hazmat equipment and radiological pagers, valued at \$65,250, for use by the Tallahassee Fire Department's Hazardous Materials Team, from an Office of Domestic Preparedness/Regional Domestic Security Task Force grant of \$59,000 plus 25 radiological pagers from the Florida Department of Law Enforcement (FDLE) at a cost of \$250 each, for a total of \$6,250 (as recommended by the Fire Department)

Item 19 – Held a public hearing on Ordinance No. 05-O-53, introduced on June 8, 2005, which would annex four properties totaling approximately 6.5 acres located on West Lakeshore Drive; by consensus, closed the hearing, delaying final action on this annexation until further date, and initiate the mediation process with Leon County (Option 2 as recommended by the Office of the Mayor)

Mr. Ron Wallace, Carson Development, 2801 Chancellorsville Drive #812, appeared before the Commission in support of this annexation.

Item 20 – Held a public hearing on the Fiscal Year 2006 Proposed Budget for the City of Tallahassee, and voted 5-0 to adopt the proposed FY06 millage rate of 3.7 mills for the City of Tallahassee (as recommended by Budget & Policy)

The following persons appeared before the Commission in support of keeping and developing the Northwest Park:

- \* Ms. Cornelius Ann Floyd, Chair of the Smith-Williams Street Advisory Council
- \* Mr. Leslie L. Harris, Immediate Past President of Providence Neighborhood, 2022 Hillsborough Street
- \* Mr. Darwin Gamble, 1248 Halifax Court
- \* Ms. Linda Frasier, 1560 Lee Ave, representing the Parks & Recreation Advisory Board (all members of the Advisory Board stood in support of her comments)
- \* Mr. Dale Adams, 2205 Yaupon Drive (a portion of the audience stood in support of his comments)
- \* Mr. Bob Guido, 1328 Peacefield Place, member of the Parks & Recreation Advisory Board
- \* Mr. Jack Beamish, 3904 Mayflower Court, representing the Settlers Creek Homeowners Association
- \* Mr. Otto Hough, 217 Fleming Street
- \* Ms. Susan Cavanagh, 3950 Bellac Road
- \* Mr. Jack Cox, 3380 Fred George Road #705

- \* Ms. Don Axelrad, President of the Council of Neighborhood Associations (CONA)
- \* Rev. Alphonso B. Whitaker, 2404 Hartsfield Road, representing the Tallahassee Parks & Recreation Advisory Board
- \* Mr. Bryan Eiler (no address given)
- \* Ms. Joan Schairer, 3165 South Fulmer Circle
- \* Ms. Toni Scott, 3072 McCord Boulevard
- \* Ms. Jackie Spiegel, 2755 McFarlane Court, representing the Westbury Homeowners Association
- \* Mr. Ben Fusaro, 203 Ridgewood Road, representing the Big Bend Sierra Club (submitted a letter portraying the Big Bend Sierra Club's position)
- \* Mr. Bruce Screws, 2731 Teton Trail, President of the Settlers Springs Homeowners Association
- \* Ms. Karen Peek, 4917 Annette Drive
- \* Ms. Dana Frye, 2916 N. Settlers Boulevard
- \* Ms. Gwen McDaniel, 3044 N. Fulmer Circle
- \* Mr. Harry Rudy, 6395 Heritage Ridge Road, Vice Chair of the Senior Services Advisory Committee, appeared before the Commission in support of the Health Program Coordinator position and resources for senior citizens.

\* The following persons appeared before the Commission in support of funding positions for the Animal Services Center:

- \* Mr. Kent Hutchinson, 911 San Luis Road, representing the Animal Services Advisory Board (other Board members stood in support of his comments)
- \* Ms. Ann Kemp, 2029 Wahalaw Nene

Item 21 – Held a public hearing on Notice of Proposed Change (NOPC) #5 to the Sunland Tallahassee Development of Regional Impact (DRI), totaling 108.22 acres generally located on the east and west sides of Phillips Road between Miccosukee Road and Mahan Drive; voted 4-0 (Commissioner Katz absent) to determine that this NOPC #5 is not a “substantial deviation” to the Sunland Tallahassee DRI and approve the Amended Development Order as presented (Option 1 as recommended by Growth Management)

There were no speakers on this item.

Item 22 – Held a public hearing on Ordinance No. 05-O-56, introduced on June 8, 2005, and voted 5-0 to adopt the ordinance, amending the City Code to change the distance requirements of alcoholic beverage establishments to churches and schools from 300 feet to 500 feet (Option 1 as recommended by the City Attorney)

There were no speakers on this item.

Unagendaed – Heard from Dr. William Law and Mr. Ed Murray, representing the Economic Development Commission (EDC), relative to past activities and future plans of the EDC; requested a written report

CTC:RM:ecg:06-28-05

## **SUMMARY OF COMMISSION MEETING - June 30, 2005**

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

Item 1 – Received an introductory briefing on the City's opportunity to participate in the North Florida Power Project (NFPP), through a partnership of consumer-owned electric utilities including JEA (formerly Jacksonville Electric Authority, the Florida Municipal Power Agency

(FMPA), and Reedy Creek Improvement District (RCID), seeking to site an 800 MW solid-fuel (coal-fired) electric generating unit in the North Florida region, potentially in Taylor County

Voted 5-0 to schedule discussion and a public hearing on participation in the NFPP at the July 6, 2005 meeting and a decision on participation in the NFPP by the City Commission at its July 13, 2005 meeting (Option 3 as recommended by the Electric Utility)

Item 2 – Held a workshop discussion on the proposed FY2006 Capital Budget, centering on the gateway enhancement projects, the Sales Tax Extension projects and the Northwest Park (brought forward by the Budget Office)

Concurred to authorize Commissioner Mustian, Commissioner Lightsey and Commissioner Gillum to develop a timeframe and recommendations on the West Tennessee Street and Lake Bradford Road Gateway Enhancement Projects, creating a vision for the gateways and ensuring visual compatibility with the Downtown Connectivity Plan

Concurred in requesting that the staff bring back a process for reinstating and prioritizing PASS and MiniPASS projects without altering the budget situation, information on those projects that had been incorporated into the Neighborhood Infrastructure Program, information on current and projected traffic volumes, and on populations along the roadways that would help prioritize these projects

Concurred to authorize Commissioner Mustian and Commissioner Katz to bring back a recommendation on improvements to the A. J. Henry Park facility

Concurred to leave the sale of the Northwest Park as currently proposed in the Budget pending more information, including a re-examination of annexing the northwest areas into the City and information on ad valorem revenues if those areas were annexed, or some participation from the County

Unagendaed – Invited attendance at The TOWN Show, a display of City employees' art on display at the gallery on the second floor of City Hall through August 5, and a special public reception honoring these City employee artists on Thursday, June 30, from 6 to 7:30 pm at City Hall

CTC:RM:ecg:07-13-05

## **SUMMARY OF COMMISSION MEETING - July 6, 2005**

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

Item 1 – Presented City of Tallahassee 2005 Rickards High School Scholarshipsto the following Rickards students:

- \* Ms. Sade Collins
- \* Ms. Filomena Martin
- \* Mr. Marlon Williams

Dr. Pink Hightower, Principal of Rickards High School, also appeared before the Commission relative to this item.

Item 2 – Recognized City employees exhibiting their work in the first Tallahassee's Own (TOWN) Show by City of Tallahassee employees and retirees; also, thanked the City Manager for this idea and the Employee Committee for creating the art show

Item 2.1 – Presented a proclamation to Ann Gabor recognizing the Second Annual Gabor Day held on July 7, 2005, celebrating the principles and ideals embodied by Mr. Jeffery A. Gabor, and supporting the Corey Simon Success Center for underprivileged children of Tallahassee

Mr. Corey Simon, other friends and the family of Mr. Gabor appeared before the Commission relative to this item.

Items 4-8, 10-11 and 13-15 – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-8, 10-11 and 13-15, taking the following action:

Item 3 – PULLED FROM CONSENT the award of contract for insulation contractor services (an item brought forward by Electric Utility/Power Production) – SEE BELOW

Item 4 – Approved the award of a one-year term contract for a valve procurement partnership to Piping & Equipment, Inc., low bidder meeting specifications, in the estimated amount of \$50,000, and authorized staff to enter into a contract with the vendor (Option 1 as recommended by Electric Utility/Power Production)

Item 5 – Approved the award of a three-year term contract for non-destructive testing services to Space Science Services, Inc., low bidder meeting specifications, in the total estimated amount of \$25,000, and authorized staff to enter into a contract with the vendor (Option 1 as recommended by Electric Utility/Power Production)

Item 6 – Approved the revised escalation provisions in the long-term services agreement with General Electric to perform scheduled maintenance activities on Purdom Unit 8 as presented, and authorized the City Manager to execute a contract amendment once it has been negotiated; authorized staff to utilize the revised escalation provisions to adjust the August 2005 scheduled payment (Option 1 as recommended by Electric Utility/Power Production)

Item 7 – Approved the award of a Task Order for the design and construction of temporary distribution facilities during the reconstruction of Substation BP-3 to the existing contract with Fred Wilson and Associates, in the amount of \$119,633 (Option 1 as recommended by Electric Utility/Power Engineering)

Item 8 – Authorized the City Manager to execute a North American Energy Standards Board (NAESB) standardized contract and special provisions for the City's future negotiated purchases of natural gas, after the approval of form and content by the City Attorney (Option 1 as recommended by Energy Services)

Item 9 – PULLED FROM CONSENT the approval of an appropriation to fund the renovation/relocation of departments in City Hall (an item brought forward by the City Manager's Office/Facilities Management) – SEE BELOW

Item 10 – Approved the purchase of the following replacement vehicles pursuant to State Contract #070-001-05-1:

- \* one (1) light duty vehicle from Orville Beckford Ford, of Milton, Florida, in the amount of \$18,300

- \* one (1) vehicle from Alan Jay Chevrolet, of Sebring, Florida, in the amount of \$19,995

- \* one (1) vehicle from Proctor & Proctor, Inc., of Tallahassee, Florida, in the amount of \$20,502

Item 11 – Approved the appropriation of \$259,000 from the Fire Capital Reserve Fund for repairs and renovations at Fire Station No. 1, on North Adams Street (as recommended by the Fire Department)

Item 12 – PULLED FROM CONSENT the approval of a contract to convert the existing pneumatic heating, ventilation and air condition (HVAC) control system at the Police Department headquarters facility to an integrated digital control system (an item brought forward by the Police Department) – SEE BELOW

Item 13 – Approved participation in a Hot In-Place Asphalt Recycling cooperative purchasing agreement between the City of St. Petersburg and Cutler Repaving, Inc., and authorized staff to execute a contract or issue a purchase order, as appropriate, for acquisition of services by the contractor under the terms and conditions of the St. Petersburg contract (Option 1 as recommended by Public Works/Streets & Drainage)

Item 14 – Approved the Betton Hills 12 th Addition subdivision plat, including 1.35 acres subdivided into two (2) lots bounded on the north and south by Betton Hills 8 th Addition, on the east by Harriman Circle, and on the west by Marston Road, planned for development as single-family detached residential by Payne Midyette, Jr., the owner (as recommended by Public Works/Engineering)

Item 15 – Approved the minutes of the May 10, 2005 Regular City Commission meeting as distributed (as recommended by the City Treasurer-Clerk/Records Management)

Item 3 (pulled from Consent) – Voted 5-0 to approve the award of a three-year term contract for insulation contractor services to Smith Unitherm, Inc., sole bidder meeting specifications, in the total estimated amount of \$300,000, and authorized staff to enter into a contract with the vendor (Option 1 as recommended by Electric Utility/Power Production)

Item 9 (pulled from Consent) – Voted 5-0 to approve the appropriation of \$350,000 from a Sunshine State Governmental Financing Commission (SSGFC) loan to fund the renovation/relocation of departments in City Hall (Option 1 as recommended by the City Manager's Office/Facilities Management)

Item 12 (pulled from Consent) – Voted 5-0 to approve a contract to convert the existing pneumatic heating, ventilation and air condition (HVAC) control system at the Police Department headquarters facility to an integrated digital control system with Honeywell Building Solutions, sole source provider, at a cost of \$169,320 (Option 1 as recommended by the Police Department)

Requested a briefing paper on the Honeywell and Johnson Controls contracts, including their scope of services and expenditures since they were approved

Item 16 – Voted 5-0 to adopt the proposed Records Retention Policy (as recommended by the City Treasurer-Clerk/Records Management)

Requested a schedule and quarterly update on Electronic Document Management System (EDMS) activity

Item 17 – Voted 5-0 to authorize the City Manager to approve the response contract, receive a Urban Search and Rescue (USAR) equipment package for the creation of a regional District Response Team based at the Tallahassee Fire Department, approved by the Department of Justice and administered by the State Fire Marshal's Office, and enter into Mutual Aid agreements with surrounding fire departments and other agencies to provide additional staffing (Option 1 as recommended by the Fire Department)

Clarified that the City assumed no recurring cost with this item

Item 18 – Voted 5-0 to approve a supplemental appropriation, in the amount of \$236,972, to the Tallahassee Coalition for the Homeless for the HOPE Community, and authorized staff to

negotiate and execute a contract amendment (Option 1 as recommended by Neighborhood & Community Services [NCS])

Discussed the need to identify a dedicated long-term source of funding to meet major human service needs in the community, the need for a trauma center in the Tallahassee area, and the need to maximize contributions to the Utilities "Round Up Program and Project SHARE

Item 19 – Voted 4-0 to approve a supplemental appropriation, in the amount of \$24,995, for the 2005 Race Relations Conference (as recommended by Equity & Workforce Development [EWD])

Suggested that the 2006 Conference include more local issues and suggested a before/after survey of participants to potentially measure outcomes

Item 20 – DELETED FROM THE AGENDA a proposed change to the Bylaws of the Greater Frenchtown/Southside Tallahassee Community Redevelopment Area Citizen's Advisory Committee (an item brought forward by the Tallahassee CRA) – MOVED TO JULY 13, 2005

Item 21 – Received a Power Point presentation and held a public hearing on the proposed City participation in the North Florida Power Project (NFPP), a partnership seeking to site an 800 MW coal-fired electric generating unit in the North Florida region (brought forward by Electric Utility)

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

- \* Dr. David Y. Huang, representing the Tallahassee Pulmonary Clinic, 1401 Centerville Road (opponent)
- \* Mr. Paul Michael, 4585 Cypress Point Road (opponent)
- \* Dr. Ron Saff, representing the American Lung Association (opponent) (with handout: article from JAMA, March 6, 2002)
- \* Ms. Kaitlyn Garcia (a minor) (opponent)
- \* Mr. Louis Rothman, 1017 Piney Z Plantation Road (opponent)
- \* Ms. Janice Blair, 3383 Harrison Blue Road, Perry, FL (opponent)
- \* Ms. Nina Cline, 429 Margaret Court (opponent)
- \* Ms. Holly Binns, representing Florida Public Interest Research Group (FPIRG), 926 East Park Avenue (opponent)
- \* Mr. Steve Urse, 1118 Waverly Road, member of the Big Bend Alliance of Environmental Organizations (opponent)
- \* Mr. Ed Oaksford, 2520 Harriman Circle (opponent)
- \* Ms. Lucy Ann Walker-Fraser, 1604 Hasosaw, representing Heart of the Earth (opponent)
- \* Ms. Gale Dickert, 411 Plantation Road, Perry, FL (opponent)
- \* Mr. Doug Martin, 334 Ponce Street (opponent)
- \* Ms. Elizabeth Sadler, 412 Glenridge Road, Perry, FL (opponent)
- \* Mr. Huxley Coulter, 2873B St. Augustine Road (Jefferson County) (opponent)
- \* Ms. Meg Fulford (a minor) (opponent)
- \* Dr. Rebecca Sager, 1017 Cherokee Drive (opponent)
- \* Ms. Peggy Meserve, 2721 Raintree Circle (opponent)
- \* Mr. Ed Deaton, 9601 Miccosukee Road #25 (opponent)
- \* Ms. Elinor Elfner, 1107 Seminole Drive (opponent)
- \* Mr. John Hedrick, P. O. Box 6683, representing the Panhandle Citizens Coalition (opponent)
- \* Ms. Elspeth D. Stowell, 618 Beard Street (opponent)
- \* Mr. Ben A. Fusaro, 203 Ridgeland Road (opponent)
- \* Ms. Erin Ennis, 1432 Denholm Drive (proponent)
- \* Mr. Tom Clark, 1515 Payne Street, representing himself and Mr. Clarence Owens (opponent) (with handout: written statement by Mr. Owens)
- \* Mr. Gary Lloyd, 1922 Mallory Square, representing the Big Bend Sierra Club & Climate Action Team (opponent)
- \* Mr. Jeff Wahlen, 330 Milestone Drive (proponent)

- \* Ms. Crystal Wakoa, 1913 Wahalaw Court, representing Friends of Wakulla Springs State Park (opponent)
- \* Ms. Ellie Whitney, 745 Hunter Street, member of the Big Bend Climate Action Team (opponent) (with handout: letter)
- \* Ms. June Wiaz, 3436 Welwyn Way (opponent)
- \* Mr. Kevin McGorty, 411 Oakland Drive (opponent)
- \* Mr. Chad W. Hanson, 14 Egret Street North, Crawfordville, FL, representing Concerned Citizens of Wakulla (opponent)
- \* Ms. Kim O'Connor, 406 Essex Drive, representing the Tallahassee Green Party (opponent) (with handout: Florida Green Party Statement)
- \* Mr. Anthony Viegbesie, 2543 Whisper Way (opponent)
- \* Ms. Grace Frances, 2038 Wahalaw Nene (opponent)
- \* Ms. Lucy Harrison, 913 E. Call Street (opponent)
- \* Ms. Edwina Stephens, 608 FAMCEE Avenue (opponent)
- \* Ms. Victoria Kelly, 36 Talquin Hideaway Road, Quincy, FL (opponent)
- \* Mr. Rich Templin, 2038 Wahalaw Nene (opponent)
- \* Mr. Michael Keys, 58 Razorback Road (Wakulla County) (opponent)
- \* Mr. Benjamin Dyckman, 2429 Beautyberry Court, representing the Tallahassee Green Party (opponent)
- \* Mr. Bob Fulford, 231 Westridge Drive (opponent)
- \* Ms. Norene Chase, 405 Castleton Circle (opponent)
- \* Dr. Julia St. Petery, 1132 Lee Avenue (opponent)
- \* Ms. Diane V. Whitfield, 6740 Abe Whitfield Lane, Perry, FL (opponent)
- \* Ms. Joy Towles Ezell, 12677 Josh Ezell Road, Perry, FL (opponent) (with handout: letter)
- \* Ms. Tracy A. Thomas, 106-B Dixie Drive (opponent)
- \* Ms. Karla Wood, 848 East Park Avenue (opponent)
- \* Ms. Linda Jamison, 8469 Lake Atkinson Drive, representing the Big Bend Group and the Florida Chapter of the Sierra Club (opponent)
- \* Mr. Ken Ross, 726 Spiral Garden Way (opponent)
- \* Professor Robert Deyle, 2409 Oakdale Street (opponent)
- \* Ms. Deb Swim, 1323 Diamond Street (opponent)
- \* Mr. Brian Lupiani, 607 McDaniel Street (opponent)
- \* Mr. Manley Fuller, P. O. Box 6870, representing Florida Wildlife Federation (opponent)
- \* Mr. Dan Hendrickson, 317 East Park Avenue, representing the Florida League of Conservation Voters (opponent)
- \* Mr. Howard Kessler, 251 Levy Bay Road, Panacea, FL (opponent)
- \* Mr. Ross Burnaman, 1018 Holland (opponent)
- \* Mr. Van Lewis, 2058 Florida Avenue (opponent)
- \* Ms. Alda Balthrop-Lewis, 2058 Florida Avenue (opponent)

The following persons submitted a speaker form indicating their position on this item, but did not appear:

- \* Ms. Jodi L. Hunter, 325 Mabry Street #G (opponent)
- \* Ms. Anne Van Meter, 1945 Surf Road, Panacea, FL (opponent)
- \* Mr. Robert Lee, 629H Industrial Drive (opponent)
- \* Mr. W. V. McConnell, 1023 San Luis Road (conditional proponent) (with handout: letter)
- \* Mr. Jean-Paul Arisiizabal, 1920 Rain Valley Court (opponent)
- \* Mr. James Tompkins, 18931 Blountstown Highway (opponent)
- \* Mr. James Lickteig, 346 Hidden Pine Circle, Casselberry, FL 32707 (opponent)
- \* Ms. Kate Fulford, 231 Westridge Drive (opponent)
- \* Mr. Donald M. Kelly, 1335 Diamond Street (opponent)
- \* Ms. Zoe Kulakowski, 1320 Blockford Court West (opponent)
- \* Ms. Jeannie Smyrnios, 4648 Seminole Lane, Lamont, FL 32336 (opponent)
- \* Dr. Louis St. Petery, 2232 Lee Avenue, representing the Florida Chapter of American Academy of Pediatrics (opponent)

\* Mr. Daylan Dufelmeier, 2282 Continental Avenue (opponent)

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

Mayor Marks reported on a Mayor-Chair meeting, relaying a request to attend a Joint City-County Commission workshop on Economic Development, including discussion on Innovation Park and the Downtown, on September 13, 2005, from 12 to 1:30 p.m. The Commission indicated a desire for information on the agenda and what might be accomplished at the proposed meeting.

Mayor Marks also relayed a County Commission suggestion that representatives of the Florida League of Cities and the Florida Association of Counties be asked to discuss recent Growth Management legislation and impact fees at a joint meeting on August 30, 2005, from 1:30 p.m. to 3:00 p.m. The Commission suggested that the staff could provide an analysis of these issues.

Commissioner Mustian briefly reported on activities of the Historic Preservation Properties Committee, and the intent to bring back some recommendations by the end of the year. He advised that the Downtown Improvement Authority (DIA) had been asked to provide some directional framework.

#### Unagendaed:

Mr. Ed Burke, 7001 Lake Ellenor Drive, Orlando, FL 32809, and Mr. Jeff Henderson, representing the Service Employees International Union, 1313 "L" Street NW, Washington, DC 20005 (with handout), appeared before the Commission and requested a verification process recognizing the Tallahassee Employees' Unity Council (TEUC) as the bargaining agent of the City of Tallahassee Operational Services Unit, PERC Case No. RC-2002-053.

CTC:RM:ecg:07-13-05

### **SUMMARY OF COMMISSION MEETING - July 12, 2005**

The City Commission met in special workshop session and discussed the Proposed City of Tallahassee Budget for FY2006, taking the following action:

- \* Directed staff to proceed with the ongoing Mission Road, White Drive, Orange Avenue and Welaunee Boulevard road projects; pending further discussion, deferred any action on Governors Square Boulevard and Trojan Trail PASS

- \* Requested an overall chart that would help the public understand why the level of service (LOS) changed, including the current level of service (LOS) of all public works maintenance areas, the standard LOS for those areas, what was being done, what the ideal would be, the cost of the ideal solution, and what was being spent

- \* Referred the issue of funding the maintenance LOS to the Financial Viability of the Government Target Issue Committee

- \* Voted 5-0 to double the current funding to \$50,000 for the St. Francis Wildlife organization

- \* Voted 5-0 to include a funding level of \$150,000 for the Economic Development Commission (EDC)

- \* Voted 5-0 to include the proposed StarMetro fares rate increase covering operating costs effective November 1, 2005

- \* Voted 4-1 (Commissioner Lightsey opposed) to include \$500,000 as a placeholder for initial StarMetro Renaissance costs; and clarified that recommendations from the StarMetro Renaissance Study would be brought to the Commission in October 2005

- \* Voted 5-0 to include \$75,000 to the Cultural Resources Commission (CRC) for Cultural Resources implementation

- \* Voted 5-0 to include funding in the amount of \$765,000 in FY07, bringing the total Kleman Plaza Master Plan to \$1.4 million (The project currently has \$635,000 appropriated.)

\* Voted 5-0 to remove the sale of the Northwest Park property from the Budget in FY2007 for a future decision to be made whether to annex some of the northwest areas into the City, or sell the property to the County and help with the development of the park, or sell part of the property and develop a passive park

\* Requested a percentage analysis of the City or County population supporting existing regional parks

\* Voted 5-0 to include \$4,500 for Police costs associated with the annual Springtime Tallahassee 10K run

\* Voted 5-0 to establish a fee for Police fingerprinting services

\* Voted 5-0 to add two (2) positions to the Animal Shelter budget, with the caveat that the Director of the Animal Shelter would decide on the positions; a prior motion to add three (3) positions had failed on a 2-3 vote (Commissioners Marks, Gillum and Mustian opposed)

\* Concurred that the ISS Director could utilize the new positions to be provided to ISS toward the most urgent needs

\* Voted 3-2 (Mayor Marks and Commissioner Gillum opposed) to include in the budget a 3.5% increase to the base amount for general employee salary enhancements, but to allow employees to be eligible for an increase of up to 4% based on merit

Commissioner Lightsey and Mayor Marks expressed concern with the effects reduced staffing had had on several City departments.

Commissioner Gillum and Lightsey flagged for future discussion the A. J. Henry Park improvements Project and Intersection Improvements Project.

Commissioner Lightsey requested that:

\* the issue of increasing the number of sworn Police Officers be brought back for some decisions for the FY2007 Budget;

\* the 800 MHz versus digital radio communications issue be referred to the Technology Target Issue Committee; and

\* some policy recommendations be brought back relating to RR&I funding and maintenance of the City's physical plant.

Commissioner Katz indicated he would bring back a recommendation to delay for a year the approval of a biennial budget.

The Commission thanked the City staff involved in the hurricane emergency over the previous weekend.

CTC:RM:ecg:07-22-05

## **SUMMARY OF COMMISSION MEETING - July 13, 2005**

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

Items 1-25 – Voted 5-0 (Commissioner Gillum voting by telephone) to approve the staff's recommendations presented in Consent Agenda Items 1-25, taking the following action:

Item 1 – Approved the reappointment of Regina Davis and the appointment of Kevin Sossong (replacing Joel Dodson) to serve on the Municipal Code Enforcement Board, to terms expiring June 2008 (as recommended by the Mayor)

Item 2 – Approved the award of a construction contract for the Tallahassee Regional Airport HVAC Equipment Replacement Project to Council Contracting, Inc., sole bidder meeting specifications, in the amount of \$863,427 (Option 1 as recommended by Aviation)

Item 3 – Authorized funding in the amount of \$800,000 for remediation of the St. Marks Refinery (SMR) soil contamination on the Purdom Generating Station site, working cooperatively with the Florida Department of Environmental Protection (FDEP); and authorized the City Manger to approve and contract for the required remediation activities in an amount not to exceed such funding (Option 1 as recommended by Electric Utility/Power Production)

Item 4 – Approved a Natural Gas Supplement Agreement with Buckeye Florida, L.P. for the term August 1, 2005 through July 31, 2006, with future extensions of this Agreement to be subject to City Manager approval (Option 1 as recommended by Energy Services)

Item 5 – Approved the award of a construction contract for the Palmer Munroe Community Center Renovation Project (Bid #0170-05-ER-BC) to Bass Construction Company, Inc., low bidder meeting specifications, in the amount of \$953,643, and authorized staff to execute the contract for this proposed work (Option 1 as recommended by Facilities Management)

Item 6 – Approved the award of a construction contract for the Lafayette Park Community Center Renovation Project (Bid #0169-05-ER-BC) to Concrete Services, Inc., of Quincy, FL, low bidder meeting specifications, in the amount of \$936,250, and authorized staff to execute a contract for this proposed work (Option 1 as recommended by Facilities Management)

Item 7 – Approved the purchase of five (5) replacement Elgin street sweepers from Environmental Products of Florida, pursuant to Collier County Contract #04-3590, in the amount of \$604,230 (Option 1 as recommended by Fleet Management)

Item 8 – Approved the purchase of a single replacement Class 7 medium duty truck from Freightliner/Sterling, low bidder meeting specifications, with local preference (IFB #0188-05-VA-TC), in the amount of \$125,228; and a single replacement Class 8 heavy duty truck from Ward International Trucks, sole bidder meeting specifications (IFB #0194-05-VA-TC), in the amount of \$73,887 (Option 1 as recommended by Fleet Management)

Item 9 – Approved the Southwood Unit 20, Phases 1 & 2 subdivision plat, containing 23.19 acres subdivided into a single lot and a public roadway, bounded on the north, east and west by unplatted land and on the south by Blair Stone Road, planned for development as commercial by the St. Joe Company, with Pat Groeniger as its Vice President (as recommended by Public Works/Engineering)

Item 10 – Joined in the dedication and approved the Park Charleston – Phase 1 subdivision plat, containing 21.04 acres subdivided into 66 lots, bounded on the north by Miccosukee Road, on the south and west by unplatted land, on the east partially by unplatted land and partially by Miccosukee Pines, planned for development as single-family residential by Premier Construction and Development, Inc., with Mehrdad Ghazvini as its representative (as recommended by Public Works/Engineering)

Item 11 – Joined in the dedication and approved the Crescent Hills Phase I subdivision plat, containing 22.05 acres subdivided into 54 lots, bounded on the north by unplatted land, on the east by lots in the Plantation of Tallahassee Pecan Co., on the south partially by unplatted land and partially by Tennessee Village, and on the west by unplatted land, planned for development as single-family residential by Tharpe Street Holdings, Inc., with Mehrdad Ghazvini-Nejad as one of its partners (as recommended by Public Works/Engineering)

Item 12 – Approved the Bull Run Unit II subdivision plat, containing 68.17 acres subdivided into 81 lots, bounded on the north by Bull Run Unit 1, Phases 3 & 4, and on the south, east and west by unplatted land, planned for development as single-family residential by Bull Run Residential, LLC, with Byron Block as its representative (as recommended by Public Works/Engineering)

Item 13 – Approved the award of construction contracts for the Eastside Parking Garage Project, including Base Bid (Encapsulation) to Council Contracting, Inc., low bidder meeting specifications (IFB #0168-05), in the amount of \$613,000 (Option 1); and Base Bid (Crack Repair) to Pressure Grouting of Florida, Inc., of Orlando, FL, low bidder meeting specifications (IFB #0075-05-ER-BC), in the amount of \$133,481 (Option 3); and authorized staff to execute a contract for each bid, for a total amount of \$746,481 (as recommended by Public Works/Real Estate)

Item 14 – Received a check in the amount of \$173,361.19 from Koger Equities Incorporated, developer of Koger Center South, for traffic mitigation; and authorized staff to proceed with the design and construction of traffic signals at the intersection of Midyette Road and Old St. Augustine Road (Option 1 as recommended by Public Works/Traffic Engineering)

Item 15 – Directed staff to submit amendments to the Conservation Element, Policy 2.1.7[C] and the Stormwater Element, Policy 1.4.2[SM] of the Comprehensive Plan for policies relative to the retrofit of developed areas lacking adequate facilities for treating stormwater runoff (Option 1 as recommended by Public Works/Stormwater Management)

Item 16 – Approved the award of a construction contract for the East College Avenue, East Jefferson Street and Coleman Street Drainage Improvements Project to Blankenship Contracting, Inc., low bidder meeting specifications, in the amount of \$164,829.74 (Option 1 as recommended by Public Works/Stormwater Management)

Item 17 – Approved a fare free zone Route Supplement Agreement with Tallahassee Community College (TCC) and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 18 – Approved a fare free zone Route Supplement Agreement with Florida A & M University (FAMU) and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 19 – Approved a fare free zone Route Supplement Agreement with Florida State University (FSU) and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 20 – Approved a fare free zone Route Supplement Agreement with FAMU/FSU/College of Engineering (Routes 42 and 43) and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 21 – Authorized the City Manger to execute the fare free zone Venom Express Route Supplement Agreement with FAMU (Option 1 as recommended by StarMetro)

Item 22 - Approved a fare free zone FSU Seminole Express Agreement (Routes 40, 41, 44, 45 and 49) and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 23 – Approved the Booth Associates Route Service Agreement for additional transit services in the High Road/Ocala Road corridor and authorized the City Manager to execute the Agreement (Option 1 as recommended by StarMetro)

Item 24 – Approved the award of a contract for maintenance services at Water Utility water wells to Rowe Well Drilling, of Tallahassee, FL, sole source provider, at the current term contract unit prices for the first year with the capability of extending the contract annually for a period of up to five years with the remaining four years subject to a Consumer Product Index National City Index increase each year thereafter; and authorized staff to enter into a contract for the period August 1, 2005 through July 31, 2010 (Option 1 as recommended by Water Utility)

Item 25 – Approved the minutes of the May 18, 2005 City Commission Regular Target Issues Workshop Meeting (as recommended by the City Treasurer-Clerk/Records Management)

Item 26 – DELETED FROM THE AGENDA the introduction of Ordinance No. 05-O-63, Amending Chapter 10, Article II, relating to Fire Prevention (an item brought forward by the City Attorney)

Item 27 – Voted 4-1 (Commissioner Katz opposed) to authorize the City Manager, with concurrence of the City Attorney, to execute the agreements necessary to facilitate the City becoming a partner in the North Florida Power Project (NFPP), a partnership involving three consumer-owned electric utilities seeking to site an 800 MW solid-fuel electric generating unit in the North Florida region, including an assignment agreement, the NFPP Phase II-B Agreement, and a land purchase agreement if a property option cannot be negotiated; and authorize a budget based on current estimates for direct participation expenses not to exceed \$6.4 million (Option 1); direct staff to continue the collaborative work currently underway with the Big Bend Environmental Forum to develop an enhanced energy strategy emphasizing cost effective efficiency, alternate energy technology and renewable resources, and schedule a City Commission workshop no later than November 22, 2005 to discuss this strategy; and authorize a budget of up to \$250,000 to engage consultants or other energy experts to assist in the preparation of this implementation plan (Option 2 as amended); and set a referendum to solicit voter preference on the participation in the NFPP (Option 4); also, directed staff to make every effort to minimize the City's exposure and to bring back for Commission approval some referendum ballot language potentially for the first Tuesday in November 2005 (an item brought forward by the Electric Utility)

Item 28 – Voted 5-0 (Commissioner Gillum voting by telephone) to amend the performance contract with Honeywell, Inc. to incorporate the HVAC project at the Animal Shelter and authorize the reallocation of funds designated for the Education Wing (\$300,000) and surplus Performance Contract (Guaranteed Energy Savings Contract) funds (\$591,000) to fund the HVAC and other detailed projects at the Animal Services Center (Option 1 as recommended by Neighborhood & Community Services [NCS] and Facilities Management)

Item 29 – Voted 5-0 (Commissioner Gillum voting by telephone) to submit the nomination of Rev. Calvin McFadden to the School Board for the Oversight Committee monitoring implementation of the interlocal agreement, as required by the 2003 Public School Facility Planning Interlocal Agreement between the City of Tallahassee, Leon County and the Leon County School Board (brought forward by the Planning Department)

Item 30 - Voted 4-0 (Commissioner Gillum absent) to authorize the Mayor and the City Manager to proceed to enter into discussions with the Economic Development Council (EDC) with the conceptual intent of providing up to the incentives package proposed by the EDC, which included \$1,605,000 in financial incentives to support the relocation of the headquarters of a company specializing in magnetic-based air-conditioner compressors to Tallahassee, and to take into account in the negotiations with the company the following issues raised by Commissioner Lightsey, and then ask that the final contract be brought back to the Commission for ratification of the final terms before its execution (an item brought forward by Economic Development):

1. provide its employees with a full, affordable benefits package, including a defined benefits plan and medical coverage;
2. pay more than \$12/hour in wages;
3. make local hires;
4. locally hire some reasonable percentage of the professional employees with a wage range of \$50,000 and above; and
5. share in the City's risk that upon completion of the incentives payment schedule, the company could potentially relocate to another city offering another incentives package.

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

- \* Dr. Bill Law, Chairman-elect of the EDC
- \* Mr. Brad Day, Executive Director of the EDC

Item 31 – Voted 3-0 (Commissioners Gillum and Katz absent) to approve the 2006 Health Care Program rate schedule for active employees and non-Medicare-eligible retirees, as presented – including no increase in health care premium costs for the 2006 plan year, and the recommendation of the Benefits Committee to pursue Medicare Part D savings through federally-approved plans offered by the City’s current health care providers (Option 1 as recommended by Human Resources)

Item 31.1 – Voted 4-0 (Commissioner Gillum absent) to authorize staff to submit a nomination for the City of Tallahassee in the Florida City of Excellence Award Program administered by the Florida League of Cities (Option 1 as recommended by Planning)

Item 32 – DELETED FROM THE AGENDA a proposed change to the Bylaws of the Tallahassee Community Redevelopment Area (CRA) Citizen’s Advisory Committee (an item brought forward by the Tallahassee Community Redevelopment Agency)

Item 33 – Held a public hearing on Ordinance No. 05-Z-52, introduced on June 22, 2005, which would rezone approximately 1.25 acres located on the southwest corner of Hartsfield Road and Trimble Road from R-1 Single Family Detached Residential to R-3 Single Family Detached, Attached & Two-Family Residential zoning district (applicant: Magnolia Investments of Tallahassee, Inc.), and continued the public hearing to August 31, 2005 (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 34 – Held a public hearing on Ordinance No. 05-O-44, introduced on June 22, 2005, and voted 5-0 to adopt Ordinance No. 05-O-44AA, amending the taxicab regulations regarding rates, franchising of taxicab companies, minimum standards and conditions of operations, driver licensing, and drug testing, as amended by removing the text relating to pre-arranged contractual carriers and keeping the ordinance applicable to taxicabs (Option 1 as recommended by the City Attorney as amended)

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

- \* Mr. Don Heath, 1008-16 Sharer Court
- \* Mr. Floyd Webb, 3941 W. Pensacola Street, representing Yellow Cab

Item 35 - Held a public hearing on Ordinance No. 05-Z-28, introduced on June 8, and voted 4-0 (Commissioner Gillum absent) to adopt the ordinance, rezoning 0.175 acres fronting on Myers Park Lane south of Lafayette Street from Residential Preservation 2 to Central Urban (RZ-474) (owner: Calvin Sherman) (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 36 - Held the second and final public hearing on Ordinance No. 05-O-39AA, introduced on May 10, 2005, and continued from the first public hearing on May 25, 2005, and voted 5-0 to adopt the ordinance, amending the Land Development Code to add a definition for “Charitable Donation Stations” and to permit this use within the C-2 and CP zoning districts, and adopt associated development standards (Option 1 as recommended by Planning); directed staff to address the Code issues discussed by Mr. VanLandingham with Goodwill management

Mr. Bill VanLandingham, 3421 Castlebar Circle, appeared before the Commission in opposition to this item.

Item 37 – Held the second and final public hearing on Ordinance No. 05-O-40AA, introduced on May 10, 2005, and continued from the first public hearing on May 25, 2005, and voted 5-0 to adopt the ordinance, amending the Land Development Code to create a new MR Medium Density Residential District, allowing densities from 6-12 units per acre (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 38 - Held a public hearing on Ordinance No. 05-Z-01, introduced on February 9, 2005 and continued from February 23, March 30 and May 25, 2005, which would rezone 9 acres + located on the north side of Fox Pass Lane approximately 1/3 rd mile northeast of the intersection of Hartsfield and Trimble Roads from R-1 (Single Family Detached Residential) to R-3 (Single Family Detached, Attached and Two Family Residential) (RZ-458) (owner/applicant: Xiao Wei, Inc.; agent: DEC Engineering, Inc.); voted 5-0 to close the public hearing and continue action on this item pending additional information (an item brought forward by Planning)

The following persons appeared before the Commission in opposition to this item:

- \* Ms. Jeanie Selfe, 2518 Hartsfield Road, representing Lillian Mitchell
- \* Mr. Ronald Capron, 2420 Garland Court
- \* Ms. Susan Phillips, 2305 Astoria Court

Item 39 – Held a public hearing and voted 0-4 (Commissioner Gillum absent) denying a motion to adopt Ordinance No. 05-Z-54, introduced on June 22, 2005, which would have rezoned approximately 2.94 acres located on the southeast corner of Magnolia Drive and Jim Lee Road from RP-1 Residential Preservation 1 to RP-2 Residential Preservation 2 (RZ-484) (the applicant, Sandra Kathleen Gaynor, had withdrawn her application) (an item brought forward by Planning)

There were no speakers on this item.

Item 40 – Held a public hearing on Ordinance No. 05-O-58, introduced on June 22, 2005, and voted 5-0 to adopt the ordinance, providing for the voluntary annexation of approximately three (3) acres located at the northwest corner of Ox Bottom and Thomasville Roads, and authorized staff to initiate the rezoning of this parcel from RP to RP-2 (Option 1 as recommended by the Office of the Mayor)

There were no speakers on this item.

Item 41 – Held the first public hearing on the Habitat for Humanity Paving Assessment and voted 5-0 to adopt Paving Resolution No. 05-R-26, authorizing street and drainage improvements for Penllyn Drive and Tudor Road (accessing Eddie Road) in the Tallahassee Highlands Subdivision; direct that the Caveat assessing one-half of the costs of such improvements against properties owned by Habitat for Humanity, Inc. be recorded in the public records at the Leon County Courthouse; and approve an appropriation of \$589,000 for construction of the street improvements, funded from the Street Paving Fund, and \$117,000 for the construction of the water and sewer system in the area, funded from the Water and Sewer Minor Line Extension Funds (Option 1 as recommended by Public Works/Engineering)

Ms. Lou A. Armesto, 2921 Roberts Avenue, representing the Tallahassee Habitat for Humanity, appeared before the Commission in support of this item.

Item 42 – Held a public hearing on the 2005-2010 Consolidated Plan for the strategic use of grant funds provided to the City by the U. S. Department of Housing and Urban Development (HUD), and proposed projects to be included in the FY2005-2006 Annual Action Plan (for affordable housing and human services); voted 5-0 to approve submittal of the Consolidated Plan and the

Annual Action Plan to HUD, and authorize staff to negotiate and execute contracts listed in the FY2006 Funding Summary (Option 1 as recommended by NCS)

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

\* Ms. Rosezetta Bobo, 1122 Seminole Drive, Acting Chair of the Community Improvement Advisory Council (CIAC)

\* Mr. Darryl Jones, 1994 Darryl Drive, Program Manager for the Bethel Community Development Corporation (CDC)

Item 43 - Held a public hearing on Ordinance No. 05-O-23, introduced on June 8, 2005, and voted 4-0 (Commissioner Katz absent) to adopt the ordinance, amending the Land Development Code to add a new downtown zoning district to Chapter 5 (Environmental Management) titled University Urban Village (UV), and extending current exemptions from landscaping and urban forest standards to include the new district (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 43.1 – Voted 2-3 (Commissioners Marks, Lightsey and Mustian opposed) denying a motion to accept the Tallahassee Employees' Unity Council (TEUC) as the bargaining agent of the City of Tallahassee Operational Services Unit, subject to verification by a third party as to the majority of petition signatures (an item brought forward by Commissioner Katz)

The Commission reviewed its prior discussion of this issue in which the majority of the Commissioners preferred to take this issue to an election to allow the employees to vote and had requested some procedural information from the City Attorney.

City Commission Information & Sharing of Ideas:

Commissioner Mustian discussed some concerns with the Community Redevelopment Agency (CRA), i.e., the frequency of meetings, not being proactive, the need for some additional staffing, and proposed that consideration be given to forming a non-profit corporation to assist in bringing in potential CRA projects. He requested that the City Manager work with him on developing such a proposal for Commission consideration.

Commissioner Lightsey reported that she anticipated bringing the Commission a recommendation on the policy board and the technical support staff for the joint City-County Watershed Management Plan (stormwater) after the summer break.

Commissioner Lightsey also reported that she and County Commissioner DePuy were making some progress on the Joint Dispatch communications issue, and she anticipated bringing back a status report and recommendation by mid September.

Unagendaed:

A group of citizens from the Plantation Neighborhood appeared before the Commission and discussed their concerns with that the City Code was not being enforced and their complaints were being ignored with regard to uses of the property at 402 Plantation Road by a religious organization, the Chabad Lubavitch Center.

The following persons appeared before the Commission representing the Plantation Road Neighborhood Association (PRNA):

\* Mr. David A. Theriaque, 1114 E. Park Avenue, Attorney

\* Ms. Clara Jane Smith, 416 Plantation Road

\* Mr. Lee Willis, 411 Plantation Road, President of the PRNA

\* Dean Josh Morse, 504 Plantation Road

- \* Mr. Gary Ketchum, 417 Plantation Road (provided handouts)
- \* Mr. Mathew Childs, 609 Plantation Road
- \* Mr. John T. Fruin, 405 Meridian Place
- \* Mr. John Elzie, 408 Plantation Road

The Commission directed staff to encourage this organization to meet the City Code requirements.

CTC:RM:ecg:07-19-05 rev 09-06-05

## **SUMMARY OF COMMISSION MEETING - August 24, 2005**

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

The Mayor introduced his new Aide, Ms. Carrie Blanchard

Item 1 – Accepted an award from the National Arbor Day Foundation recognizing the City of Tallahassee as a Tree City USA for the 13th consecutive year, and recognized City departments for their contributions (brought forward by the Mayor)

Item 2 – Accepted an award from the United Way to the City of Tallahassee recognizing that the City of Tallahassee, and Leon County, received Excellence in Leadership Awards for a successful campaign the previous year, with the City of Tallahassee collecting \$268,237 for the United Way; recognized and thanked Ms. Cynthia Barber for serving as the City's United Way Coordinator and winning the Most Creative Campaign Award; and, announced the beginning of the next year's United Way Campaign, with Assistant to the City Manager Michelle Bono serving as the City's United Way Coordinator (brought forward by the Mayor)

Item 2.1 – Accepted a proclamation from the City of Leesburg, Florida, recognizing and thanking the City of Tallahassee and Gas Utility Employees Ernest Washington and Aaron Brown for providing assistance during a gas utility outage helping the City of Leesburg restore service to its gas utility customers

Items 3-10 and 13-22 – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3-10 and 13-22, taking the following action:

Item 3 - Approved the following appointments to the Tallahassee-Leon County Architectural Review Board (ARB) (as recommended by Mayor Marks):

- \* Terry Peterson - June 2009  
(replacing Judy Etemadi, TLH Trust for Historic Preservation representative)
- \* Ron McCoy - June 2008  
(replacing Betty Beall, owner property zoned HPO representative)
- \* Ivan Johnson - June 2008  
(replacing Randolph Lewis, American Institute of Architecture representative)

Item 4 – Approved the appointment of Perry West to serve on the Municipal Code Enforcement Board (replacing Susan Fairbrother) (as recommended by Mayor Marks)

Item 5 – Approved a supplemental appropriation, in the amount of \$50,000, from the 1989 Sales Tax Unencumbered Fund balance, to open Project #0100404 to support the litigation expenses in the Capital Circle N.E. Litigation case (Option 1 as recommended by the City Attorney)

Item 6 – Approved the award of bid for the purchase of a Sulfur Hexafluoride Handling Unit, Quotation No. 0236-05-RM-QP, from Dilo Company, Inc., sole bidder meeting specifications, in the amount of \$86,979.07 (Option 1 as recommended by Electric Utility)

Item 7 – Approved the single source purchase of a replacement gas-filled 230kV circuit breaker for the Hopkins Power Station from Areva T & D, Inc., in the amount of \$82,890 (Option 1 as recommended by Electric Utility)

Item 8 – Approved (a) the award of a three-year negotiated contract for Professional Engineering Services on an as-needed basis, to Entergy Operations Services, Inc., the top-ranked firm, with options for extending the contract up to two additional years, and (b) the award of a Task Order for the design and construction management of Substation BP-14 to Entergy Operations Services, Inc., in the amount of \$499,985, with a Notice to Proceed delayed until funding becomes available in the approved FY06 Capital Budget; and approved the delegation of signing authority for the contract and task order to the Manager of Procurement Services (Option 1 as recommended by Electric Utility)

Item 9 – Approved the award of bid for the purchase of Instrument transformers, Bid No. 0250-05-RM-QP, from Tri-State Utility Products, Inc., under the City's Local Preference Option, in the amount of \$69,408 (Option 1 as recommended by Electric Utility)

Item 10 – Approved the receipt of \$5,000 worth of wireless communication equipment from the Leon County Sheriff's Office, including two laptop computers and two mobile devices, for the Regional Domestic Security Task Force representatives (as recommended by the Tallahassee Fire Department)

Item 11 – PULLED FROM CONSENT a request to approve the purchase of two (2) class one extended cab 2D pickup trucks and six (6) class two 2WD cargo window vans (an item brought forward by Fleet Management) – SEE BELOW

Item 12 – PULLED FROM CONSENT a request to approve the purchase of two (2) class eight automated side-loader refuse trucks and one (1) class eight front-end-loader refuse truck (an item brought forward by Fleet Management) – SEE BELOW

Item 13 – Approved the purchase of two (2) trailer mounted industrial vacuum pumps as additional vehicles from Godwin Pumps of America, Inc., of Bridgeport, NJ, low bidder meeting specifications of IFQ #0165-05-VA-QP, in the amount of \$59,520 (Option 1 as recommended by Fleet Management)

Item 14 – Approved the purchase of one (1) replacement vehicle, a class seven truck with rear-loader refuse body from Freightliner, Sterling, and Western Star of Tallahassee, of Tallahassee, FL, pursuant to Florida Sheriffs Association Contract #04120823, in the amount of \$79,804 (Option 1 as recommended by Fleet Management)

Item 15 – Approved the Piney Z, Block FF, Phase 11 & Block GG, Phase 10 subdivision plat, containing 6.05 acres subdivided into 16 lots, bounded on the north by Plantation View Drive, on the south partially by Piney Village Loop and partially by Piney Z, Phase 1, on the east by Piney Z Plantation Road, and on the west by Eagle View Drive, planned for development as single-family residential detached by Piney Z, Ltd, with Joseph F. Chapman, IV, as President, and Piney Z Plantation Community Development District, with Ed Livingston as its Chairman (as recommended by Public Works/Engineering)

Item 16 – Approved the Rance Subdivision plat, containing 0.9 acres subdivided into three lots, bounded on the north by Kolopakin Nene, on the south by unplatted land, on the east by Semalachee Subdivision, and on the west by Chowkeebin Nene, planned for development as

single-family detached residential by Chynthia D. Butler and Philip Rance, owners (as recommended by Public Works/Engineering)

Item 17 - Approved the Maintenance Highway Landscaping Agreement with the Florida Department of Transportation (FDOT), whereby FDOT contracts with the City to perform mowing, litter removal and sweeping on FDOT rights-of-way, and FDOT agrees to install landscaping on new roadways at the request of the City, which the City agrees to maintain - at an annual cost of approximately \$48,000 (Option 1 as recommended by Public Works/Streets & Drainage)

Item 18 – Approved the sale of 101 Boardwalk Street for \$94,000, with the proceeds to be deposited into the East Park Avenue Project budget (Option 1 as recommended by Public Works/Real Estate)

Item 19 – Approved a project scope change to the existing Tartary Drive Drainage Improvement (Stormwater Management Contract) contract with Allen's Excavation, Inc., to construct the Coble Drive and Harwood Street Sidewalk, in the amount of \$143,775.30 (Option 1 as recommended by Public Works/Project Management)

Item 20 – Approved a five-year sole source term contract price agreement to purchase BIOXIDE, an odor control chemical, from US Filter, of Thomasville, GA, at an estimated annual cost of \$400,000 – used at wastewater pumping stations (Option 1 as recommended by Water Utility)

Item 21 – Approved an amendment to Contract No. 497 with Segal Advisors, Inc., investment consultant for the City's Defined Benefits Retirement Plan and Defined Contribution program, authorizing an extension of the contract through December 31, 2007 with an optional five-year extension (Option 1 as recommended by the City Treasurer-Clerk)

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

- \* May 24, 2005 Special Meeting (Budget Workshop)
- \* May 25, 2005 Special Meeting (Budget Workshop)
- \* May 25, 2005 Regular Meeting
- \* June 2, 2005 Special Meeting (Joint Cycle 2005-2 Comprehensive Plan Workshop)
- \* June 2, 2005 Special Meeting (Joint City-County-School Board Workshop)
- \* June 8, 2005 Regular Meeting
- \* June 15, 2005 Regular Target Issues Workshop
- \* June 22, 2005 Regular Meeting

Item 11 (pulled from Consent) – Voted 5-0 to approve the purchase of replacement vehicles, including two (2) class one extended cab 2D pickup trucks from Champion Chevrolet, of Tallahassee, FL, in the amount of \$26,674, and six (6) class two 2WD cargo window vans from Proctor GMC, of Tallahassee, FL, in the amount of \$145,608, low bidders meeting specifications of IFB #0219-05-VA-TC (Option 1 as recommended by Fleet Management)

Item 12 (pulled from Consent) – Voted 5-0 to approve the purchase of replacement vehicles, including two (2) class eight automated side-loader refuse trucks and one (1) class eight front-end-loader refuse truck from Clark Waste Systems, of Pompano Beach, FL, low bidder meeting specifications of IFB #0228-05-VA-TC, in the amount of \$644,283 (Option 1 as recommended by Fleet Management)

Directed staff to schedule a Technology Target Issue Workshop discussion on the desirability of setting a City policy requiring future vehicle purchases to be hybrid vehicles

Item 23 – DELETED FROM THE AGENDA the introduction of Ordinance 05-O-51, which would amend the Tallahassee Sign Code relating to off-site advertising signs and signs in the All Saints and University Village Design Review Zoning Districts (an item brought forward by the City Attorney) – to be re-scheduled for a future meeting

Item 24 – Voted 5-0 to approve the ranking of firms for the Tri-Annual Price Agreement for the installation of gas mains and electric conduits (RFP# 0042-05-RM-RC); authorize staff to enter into negotiations with firms in the order of ranking, as necessary to select one firm; authorize the Procurement Manager to execute the contract; authorize staff to extend the contract for up to two periods of one-year each beyond the initial expiration date if services are satisfactory and the extension is in the best interest of the City, ratify acquired emergency services, and approve additional urgent underground utility services to be performed prior to contract execution – at an estimated annual cost of \$5.4 million (Option 1 as recommended by the Department of Management & Administration [DMA], Electric Utility, and Gas Utility)

Item 25 – Voted 5-0 to approve the Federal Transit Administration (FTA) Section 5307 Grant Budget Amendment for capital assistance in the amount of \$105,360, allowing the City to take advantage of Federal funding available to support mass transit, and authorized the City Manager to execute the appropriate document(s) (Option 1 as recommended by StarMetro)

Item 26 – Voted 5-0 to approve the acceptance of awarded and donated equipment to support traffic enforcement operations, valued at \$3,639, from the Florida Department of Transportation (FDOT) as part of the 2005 “You Drink and Drive You Lose” campaign, and the acceptance of two treadmills, valued at \$2,600, from the Police Benevolent Association (PBA) for use by Police Department members (Option 1 as recommended by the Tallahassee Police Department)

Item 27 – Voted 5-0 to approve the adoption of Resolution No. 05-R-33, setting the date of the referendum election seeking voter preference on the City's participation in the North Florida Power Project (NFPP) (coal-fired power unit) for November 17, 2005, and approving use of the mail ballot election procedures (Option 1), and approve the budget for the referendum election and funding of same, in the estimated amount of \$242,000, plus the additional cost of ballot mail return postage (Option 2 as amended) (recommended by the City Attorney and City Treasurer-Clerk); also, directed staff to request the Supervisor of Elections to consider establishing some remote locations for hand delivery of the ballots on November 17, 2005, such as the County libraries

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

Commissioner Katz and Commissioner Mustian indicated that they could not be present at the Regular Target Issues Workshop scheduled for September 21, 2005.

At the request of Commissioner Katz, the Commission discussed the City's role and parameters for the dissemination of information in preparation for the November referendum on City participation in the NFPP, and clarified that the City's resources should be used to communicate factual information

#### Unagendaed Speakers:

The following persons appeared before the Commission relating to the ballot referendum/City participation in the NFPP:

- \* Ms. Dorothy Inman-Johnson, 2121 Trescott Drive (opponent; objected to the City taking a proclaimed position prior to the citizens voting in the referendum)
- \* Mr. Ed Deaton, 9601 Miccosukee Road #25, representing the Clean Air Coalition (opponent; urged the dissemination of factual information)
- \* Ms. Elizabeth Sadler, 412 Glenridge Road, Perry, FL (opponent)

- \* Ms. Gale Dickert, P. O. Box 70/411 Plantation, Perry, FL (opponent)
- \* Ms. Diane Whitfield, 6740 Abe Whitfield Lane, Perry, FL (opponent)
- \* Mr. Rudy Hamrick, P. O. Box 146, Madison, FL (opponent)
- \* Mr. Jim Flournoy, P. O. Box 43, Madison, FL (opponent; presented a resolution from the Madison County Commission and a petition with 1,207 signatures opposing the NFPP within the environs of Madison County)
- \* Mr. Barry Parsons, 1011 N.W. Bob White Terrace, Madison, FL (opponent)
- \* Ms. Janey Brown, 6408 Stone Street Trail (objected to non-City residents not being given a chance to vote on the NFPP)
- \* Mr. John Hedrick, P. O. Box 6683, representing Panhandle Citizens Coalition (opponent; urged the Charter language be used on the referendum ballot language)
- \* Mr. Steve Urse, 1118 Waverly Road (opponent; urged the contract be postponed and dialog continued)
- \* Ms. Ellie Whitney, 745 Hunter Street (opponent; distributed handout describin what some other cities were doing to promote clean energy)
- \* Dr. Ronald Saff, M.D., 2300 Centerville Road, representing the American Lung Association (opponent; distributed handout article regarding air pollution)
- \* Dr. Louis St. Petery, Executive Director of the Tallahassee Pediatric Foundation (opponent)
- \* Ms. Alexis Smith, 663 Industrial Drive (opponent; discussed alternative solutions)
- \* Ms. Holly Binns, 2107 Mulberry Boulevard, representing Florida PIRG (opponent)
- \* Ms. Edwina Stephens, 608 Famcee Avenue (opponent)
- \* Ms. Joy Towles Ezell, 12677 Josh Ezell Road, Perry, FL (opponent; discussed solar alternative)
- \* Ms. Jeanne Zokovitch, 1415 Devils Dip (opponent; urged a full, factual picture be given)
- \* Ms. Wendy Halleck, 852 Maderia Circle (opponent; questioned the economic viability of decision to participate)
- \* Mr. Brian Lupiano, 607 McDaniel Street, representing the Clean Air Coalition (opponent; urged to pay postage on return ballot and use Charter language on the ballot; discussed importance of having updated voter registration for students)
- \* Mr. Ed Oaksford, 2520 Harriman Circle (opponent; discussed other energy alternatives)
- \* Ms. Kim O'Connor, 406 Essex Drive (opponent)

The following persons appeared before the Commission in support of a pay increase for Tallahassee Firefighters:

- \* Mr. Travis Oaks, 2801 Chancellorsville Drive
- \* Mr. Jarvis Bedford, 2035 Owenby Drive
- \* Mr. Rich Templin, 2038 Wahalaw Nene
- \* Mr. Jeff Stillwell, 609 Short Street
- \* Mr. Mike Bellamy, 7864 Serena Drive
- \* Mr. Steven Tiefel, 4845 Lake Park Drive, representing TFD Union 2335 (distributed handout on Tallahassee Firefighters campaign for fair pay package)

Unagendaed - Mayor Marks announced that Tallahassee Democrat City Government Reporter Todd Wright was leaving to work for the Miami Herald, covering the City of Hollywood government news, and wished him well.

CTC:RM:ecg:08-29-05

### **SUMMARY OF COMMISSION MEETING - August 31, 2005**

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

Item 1 – Presented a proclamation proclaiming Friday, Sept 2, 2005 as Tallahassee Coca-Cola Day in the City of Tallahassee, in recognition of Coca-Cola's centennial anniversary

Mr. Doug May, General Manager, Coca-Cola Bottling Company, appeared before the Commission relative to this item.

Items 2-5 – Voted 4-0 (Commissioner Lightsey absent) to approve the staff's recommendations presented in Consent Agenda Items 2-5, taking the following action:

Item 2 – Adopted Resolution No. 05-R-34, requesting a easement from the State of Florida Board of Trustees of the Internal Improvement Trust Fund for utility and electric utility lines serving the Florida State University (FSU) Ocala Road Project of Heritage Grove (Option 1 as recommended by the City Attorney)

Item 3 – Approved the Southwood Unit 24 subdivision plat, consisting of 2.81 acres subdivided into two lots, bounded on the north by Southwood Unit 20, on the south by Blair Stone Road, on the east by Esplanade Way, and on the west by unplatted land, planned for development as single family residential by the St. Joe Company, with Pat Groeniger as Vice President (as recommended by Public Works/Engineering)

Item 4 – Approved a Mutual Aid Agreement for the Water Utility to obtain emergency assistance from another State of Florida water/wastewater utility, and providing contractual assurance of being reimbursed for costs incurred when providing emergency assistance to another utility (Option 1 as recommended by Water Utility)

Item 5 – Approved the minutes of the following City Commission meetings (as recommended by the City Treasurer-Clerk/Records Management):

- \* June 30, 2005 Special Meeting (Budget Workshop)
- \* July 6, 2005 Regular Meeting

Item 6 – Voted 4-0 (Commissioner Lightsey absent) to authorize the expenditure of \$75,000 in support of the Juvenile Assessment Center Booking Unit, and authorize the Police Department to enter into a contract with DISC Village as the sole source provider for juvenile booking services (Option 1 as recommended by the Tallahassee Police Department [TPD])

Item 7 – Voted 4-0 (Commissioner Lightsey absent) to authorize staff to accept and execute an Entitlement Grant Agreement, negotiate and execute Engineering Service Agreements, and approved associated funding adjustments as proposed on the Capital Improvement Plan (CIP) Amendment Summary in order to move forward with the projects and to meet the August Grant Application deadline, allowing the consolidation of cargo operations providing for growth, additional operators, and improved safety and cargo operations at the Airport Cargo Complex (Option 1 as recommended by Aviation)

The Commission confirmed that staff continued to review protocols relating to luggage retrieval and customer service at the Airport.

Item 8 – Voted 4-0 (Commissioner Lightsey absent) to approve recommendations of the Gaines Street RFQ Evaluation Committee and allow those firms that responded to the Gaines Street Redevelopment Request for Qualifications to participate in the Request for Proposals (RFP) process for the four sites identified in the RFQ (Option 1 as recommended by Economic Development)

Item 9 – Voted 3-0 (Commissioner Katz abstained; Commissioner Lightsey absent) to approve the Marriott Residence Inn Conceptual Project Design as provided for in the Purchase and Sales Agreement with Tallahassee RI, LLC for the sale of City owned property on the northwest corner

of the intersection of Gaines Street and Railroad Avenue (Option 1 as recommended by Economic Development)

Mr. Robert Finvarb, representing Tallahassee RI, LLC, appeared before the Commission relative to this item.

Item 10 – Convened as the Tallahassee Community Redevelopment Agency (CRA) Board, with Mr. Kim Williams and Dr. Henry Lewis joining the City Commission at the dais, sitting as the Agency Board; voted 6-0 (Commissioner Lightsey absent) to accept the proposed change to the Bylaws of the Greater Frenchtown/Southside Community Redevelopment Area Citizen’s Advisory Committee, and authorize Agency staff to continue to coordinate the bylaws with the Citizen’s Advisory Committee (Option 1 as recommended by the Tallahassee CRA)

Item 11 – As the Tallahassee CRA, voted 6-0 (Commissioner Lightsey absent) to approve the proposed meeting schedule for the Tallahassee CRA through the end of 2006 (Option 1 as recommended by the Tallahassee CRA); clarified that the meetings would take place in conjunction with the first regular scheduled Commission meeting of the month immediately following Consent, at approximately 4:30 p.m.

Item 12 – As the Tallahassee CRA, voted 6-0 (Commissioner Lightsey absent) to direct staff to analyze the Agency Board agenda items requested by CRA Board Member Kim Williams regarding the structure and staffing for the CRA, and schedule the items for discussion as soon as possible at some time other than the September 28, 2005 Commission meeting (brought forward by the Tallahassee CRA)

Item 13 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to find the Southwood Development of Regional Impact (DRI) Notice of Proposed Change (NOPC) consistent with the Comprehensive Plan and other applicable codes, rules, regulations and policies of the City and approve the Amended Development Order (Option 1), to remove the affordable housing distribution formula from the agreement and direct the City Manager to work with County Administration to develop an appropriate formula (Option 2) (as recommended by Planning)

There were no speakers on this item.

Item 14 – Held a public hearing on Ordinance No. 05-Z-52, which would rezone approximately 1.25 acres located on the southwest corner of Hartsfield Road and Trimble Road from R-1 Single-family Detached Residential to R-3 Single-family Detached, Attached and Two-family Residential zoning district (applicant: Magnolia Investments of Tallahassee, Inc.; agent: Rick Geshwiler); continued the public hearing to September 28, 2005 (Option 1 as recommended by Planning)

There were no speakers on this item.

Item 15 – Held a public hearing on the collection of Special Assessments on Tax Bills and voted 4-0 (Commissioner Lightsey absent) to adopt Resolution No. 05-R-5, adopting and certifying the 2005 non-ad valorem assessment roll (as recommended by the City Treasurer-Clerk/Tax and Revenue)

There were no speakers on this item.

City Commission Information and Sharing of Ideas:

At the request of Commissioner Katz, staff provided a status report on the North Florida Power Project (NFPP).

The Commission concurred to consider Commissioner Gillum's recommendations that the City Commission reduce its representation on the CRTPA to three (3) Commissioners, and move the management structure of the CRTPA back to its prior structure of having the County Administrator and City Manager oversee the staff, with both changes to be effective after the next CRTPA meeting, and directed the staff to bring back a recommendation for a rotating term for three Commissioners serving on the CRTPA that would be consistent with CRTPA rules and regulations.

At the request of Commissioner Gillum, the Commission directed the City Manager to identify some City spaces that could be used for Downtown Babies, infant care centers, and bring back a recommendation on how to move forward on that issue.

Unagendaed:

Commissioners Katz and Mustian suggested adding to the Commission Retreat agenda a discussion of protocol for issues addressed under City Commission Information and Sharing of Ideas, and the Commission agenda procedures.

Mayor Marks reported on how City government was responding to help victims of Hurricane Katrina in the Mississippi area, and stressed the need for monetary donations to the American Red Cross to help that organization meet the needs in the impacted areas. He provided contact phone numbers, including the Red Cross at 878-6080, 488-BEDS for a hotel room, and [www.redcross.org](http://www.redcross.org).

Staff gave a video presentation on Communications activities promoting the creation of an 18-hour Downtown.

Mayor Marks announced the Celebrity Softball Game scheduled for the evening of September 1, 2005 at Tom Brown Park.

CTC:RM:ecg09-01-05