

January 9, 2002

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

Item 1 – Presented a proclamation to Head Coach Chip Campbell and Team Captain Scott Hamilton, and the entire team, including Mr. Gary Yordon, in recognition of the **Tallahassee Antique Car Museum Bombers Baseball Team**

Item 2 – Received a presentation to the City Commission by Mr. Chris Floyd, of the **Capital Area Chapter of the American Red Cross**, thanking the Commission for its support of efforts to assist victims of the September 11th terrorist attacks

Mayor Maddox thanked the Red Cross for doing a good job, and Commissioner Meisburg noted this was also a great example of the City and County governments coming together to work on this relief effort.

Item 3 – Heard a presentation by Attorney Steve Hanlon, Chairman of the **Committee on Moratorium of the Death Penalty of the American Bar Association (ABA)**, regarding a nationwide movement to create a moratorium on executions, a Death Penalty Moratorium, and a request that Governor Bush initiate a moratorium in conjunction with the creation of a death penalty panel or commission to thoroughly examine capital punishment.

Voted 3-1 (Mayor Maddox opposed; Commissioner Bailey absent) to adopt a moratorium resolution, calling upon the State of Florida not to carry out the death penalty until policies and procedures were in place consistent with American Bar Association (ABA) policies intended to (1) ensure that death penalty cases were administered fairly and impartially, in accordance with due process, and (2) minimize the risk that innocent persons might be executed (**Resolution No. 02-R-05**)

Items 4-5, 8-18 – Voted 4-0 (Commissioner Bailey absent) to approve the staff's recommendations presented in Consent Agenda Items 4-5 and 8-18, taking action as follows:

Item 4 – Adopted condemnation **Resolution No. 02-R-01**, authorizing the City Attorney to institute **eminent domain proceedings** to acquire a fee simple interest in the property formerly identified as Parcel 870 and currently identified as Parcel 170, from the owners of the property, Stacy L. and Martin J. Chick, Jr., for the construction of a City-owned stormwater facility necessary for **the Blair Stone Road Extension, Phase II Project**, instead of a drainage easement as previously provided in Resolution No. 01-R-59, which was adopted by the Commission on November 28, 2001 (*recommended by the City Attorney*)

Item 5 – Authorized the single source **purchase of a circulating water pump** from **Flowserve**, in an amount not to exceed \$71,000, to be used as a spare for the Purdom Unit 8 Electric Generating Station (*Option 1 recommended by Electric Operations/Production*)

*(Item 6, brought forward by Energy Services, regarding the award of bid for a **continuing price agreement for the transportation of fuel oil**, was deleted from the agenda.)*

*(Item 7, brought forward by Planning, regarding a **grant award agreement with the Office of Greenways and Trails**, was deleted from the agenda and moved to January 23, 2002.)*

Item 8 – Awarded three-year contracts for **pest control services** as follows (*Option 1 recommended by DMA/Procurement Services*):

Building (indoor) pest control services – all City facilities	Nature's Finest
Parks & Recreation Grounds, weed and pest control services (except sports fields)	Paul's Pest Control, Inc.
Parks & Recreation Sports Fields, weed and pest control services	Professional Pest Management, Inc.
Termite Control – all City facilities	Paul's Pest Control, Inc.

Item 9 – Approved a sole-source contract with **Fresh Creek Technologies, Inc.**, in the amount of \$89,000, for the design and construction of the **Georgia Street Stormwater Trash Trap**, utilizing a "Netting Trash Trap" marketed exclusively by Fresh Creek Technologies, necessary for the Georgia Street stormwater collection system discharge pipe into the Frenchtown stormwater management facility (*Option 1 recommended by Public Works/Stormwater Management*)

Item 10 – Approved an engineering services contract with **Post, Buckley, Schuh & Jernigan, Inc.**, in the amount of \$99,600.80, for a stormwater management study to determine feasible solution alternatives to the flooding in the Paradise Village East and the Greenwood Park Subdivisions, located east of Capital Circle and north of Old Saint Augustine Road, identified as the **Connie Drive Flood Relief Project** -- Connie Drive, located on the south side of Paradise Village East and parallel to the upper extents of Lafayette Creek, lying within the Lincoln High Watershed of the Lake Lafayette Basin, frequently exhibited over the bank flooding (*Option 1 recommended by Public Works/Stormwater Management*)

Item 11 – Approved the **purchase and installation of automated fuel and oil sentry controls**, needed to upgrade the storage tanks for all Fleet Management shops and the Hilaman Golf Course Maintenance Shop, from **Trak Engineering of Tallahassee**, sole source provider, in the amount of \$64,500 (*Option 1 recommended by Public Works/Fleet Management*)

Item 12 – Approved the **purchase of 2043 Doomar Drive** from Mr. and Mrs. David Swartz for \$129,000 plus \$5,000 moving expenses and closing costs estimated at \$1,500, for a total expenditure of \$126,500, allowing for the acquisition of necessary **road right-of-way for the Blair Stone Road Northern Extension Project** -- at a net cost of approximately \$10,000 to \$15,000 versus an estimated \$50,000 to acquire the property through eminent domain (*Option 1 recommended by Public Works/Real Estate*)

Item 13 – Approved the **purchase of six (6) townhouses located at the corner of Richview and Park Avenue**, from owners identified as Crusoe, Fountain, Bevis, Grimes, Hess, Morgan and HOA, in the amount of \$477,500 plus closing costs, with the intention of reselling the units after completion of roadway construction – necessary for the **East Park Avenue Widening Phase II Project** (*Option 1 recommended by Public Works/Real Estate*)

Item 14 – Approved a requested Change Order, in the amount of \$524,464.95, to the contract with **GLF Construction Corporation** for the **Blair Stone Road Northern Extension, Phase I Project**, adding sanitary work requested by the Water Utility Department, modification to the electrical work as requested by the Electric Department, and additional items of roadway work that were inadvertently omitted from the original contract; authorized the City Manager to enter into Agreements with **CSX Railroad** for the railroad crossing permit, to a maximum expense of \$250,000 (part of the project's budget estimate), and with **Sprint** for installation and reimbursement of fiber conduit on the project (*Option 1 recommended by Public Works/Engineering*)

Item 15 – Approved the **Mabry Oaks Subdivision Plat**, a replat of Mabry Manor Blocks G1, G, G2 and K revised, planned for development of Single-Family Detached Residential on 4.15 acres of land subdivided into 16 lots bounded on the north by Roberts Avenue, on the east by Kelley Street, on the west by Eisenhower Street and on the south by Van Fleet Street, being developed by Tallahassee Habitat for Humanity with Ron Cummings as President
(recommended by Public Works/Engineering)

Item 16 – Approved the **Wilson Green, Phase II Subdivision Plat**, planned for development of Single-Family Attached Residential to be used for a new church building on 31.68 acres, subdivided into one (1) lot bounded on the north by Ridge Road, on the south and west by unplatted land, and on the east by a City of Tallahassee 100-foot Electric Transmission right-of-way, being developed by Wilson Green Development, Inc., with William H. Wilson as President
(recommended by Public Works/Engineering)

Item 17 – Ratified the opportunity purchase of four (4) diesel generator sets from **Cummins-Southeastern Power**, in the amount of \$199,652, to provide standby power at water supply wells in the case of power outages, replacing the generators at Water Well 12 (Country Club Drive), Water Well 13 (Arkansas Street, Water Well 15 (Lipona Road), and Water Well 23 (Mission Road) – for an estimated cost savings to the City of approximately \$102,700 *(Option 1 recommended by Water Utilities)*

Item 18 – Approved the **minutes** of the following City Commission meetings
(recommended by the City Treasurer-Clerk/Records Management):

October 10, 2001 Regular
October 17, 2001 Regular (Target Issues Workshop)
October 24, 2001 Regular

Item 19 – Voted 4-0 (Commissioner Bailey absent) to authorize the Director of Intergovernmental Relations and Contract Lobbyists to work on the **City of Tallahassee 2002 Legislative Priorities** as identified in the agenda material and captioned below, and to actively support the priorities of the Florida League of Cities as referenced in the attachment to the supplemental agenda material, adding support for Partners in Crisis
(Option 1 recommended by the Mayor/Intergovernmental Relations):

- **Gaines Street Corridor Funding**
- **Deregulation**
- **Public Records**
- **Juvenile Assessment and Receiving Centers (JARC) Funding**
- **Public Transportation**
- **Historical Resources Funding**

The Commission requested that the staff bring back a report on what the League of Cities was doing in relation to Senator MacKay's tax reform recommendations.

The Commission also received a brief status report on Leadership Roundtable activities (Joint Local Legislative Program).

Item 20 – By consensus, **introduced Airport Commerce Center Planned Unit Development (PUD) Ordinance No. 02-Z-05**, which would rezone 76.46 acres located on the north side of Capital Circle Northwest west of Entrepot Boulevard from Single-Family Detached Residential (R-1) and Office Residential (OR-2) to PUD (RZ-303), with Poole Engineering & Surveying, Inc., as the agent for the applicant, St. Joe Paper Company *(Option 1 recommended by Planning)*

Item 21 – By consensus, **introduced Hillcrest Village PUD Concept Plan Amendment Ordinance No. 02-Z-06**, which would amend Component A-4 of the Hillcrest PUD located at the northern terminus of Delta

Way, approximately 1,000 feet north of John Knox Road (RZ-302), with Poole Engineering & Surveying, Inc. as the agent for the applicant, Cherokee Properties (*Option 1 recommended by Planning*)

Item 22 – By consensus, **introduced Sonic PUD Concept Plan Amendment Ordinance No. 02-Z-07**, which would amend the Sonic PUD on 12.6 acres located on the west side of North Monroe Street at the intersection of North Monroe Street and Eighth Avenue (RZ-301), with Varnum & Associates as the agent for the applicant, Gilbert S. Chandler, Jr. (*Option 1 recommended by Planning*)

Item 23 – By consensus, **introduced right-of-way abandonment Ordinance No. 02-O-08**, which would abandon a 15-foot wide strip of unimproved road right-of-way located at the southwest corner of the intersection of Chocksacka Nene and Atapha Nene, needed in order to remove a building encroachment within the right-of-way for the property located at 1238 Chocksacka Nene, requested by the applicant, Primitiva S. Creel (*recommended by Planning*)

Item 24 – By consensus, **introduced right-of-way abandonment Ordinance No. 02-O-09**, which would abandon 60 feet of Maurice Street unimproved right-of-way south of Arden Street, located between the co-applicants' properties and being a dead-end right-of-way, requested by Jerry Nesmith and Patricia Lebron-Johnson (*recommended by Planning*)

Item 25 – By consensus, **introduced Environmental Variance Board Amendments Ordinance No. 02-O-10**, which would add the duties given to the Environmental Variance Board by the changes in the Building Code that were adopted by the Commission on December 12, 2001 in compliance with the new Florida Building Code (*recommended by the City Attorney*)

(Item 26, the introduction of Ordinance No. 02-O-11, which would amend the composition of the Tallahassee Community Redevelopment Agency, was withdrawn from the agenda by the City Attorney.)

Item 26.1 – By consensus, **introduced Woodville Highway/Crossway & Ross Roads Voluntary Annexation Ordinance No., 02-O-02**, which would annex approximately 77 acres, including 25 parcels, of which only five parcels were developed, located immediately west of the Woodville Highway along Crossway and Ross Roads, and set January 23, 2002 for a public hearing (*Option 1 recommended by the Department of Management and Administration [DMA]*)

Item 26.2 – By consensus, **introduced Woodville Highway/Crawfordville Road Voluntary Annexation Ordinance No. 02-O-03**, which would annex approximately 97 acres, containing 19 parcels, located in the southern quadrant of Tallahassee and Leon County between the Woodville Highway and Crawfordville Road, and set January 23, 2002 for a public hearing (*Option 1 recommended by DMA*)

Item 26.3 – By consensus, **introduced Madrone/Ruthenia/Lake Munson Mine Voluntary Annexation Ordinance No. 02-O-04**, which would annex approximately 78.4 acres, including four undeveloped parcels, all under single ownership, located immediately south of Capital Circle Southwest and adjacent to the City's water reclamation plant, and set January 23, 2002 for a public hearing (*Option 1 recommended by DMA*)

Item 27 – Voted 4-0 (Commissioner Bailey absent) to negotiate and execute a contract with **Mainline/NCGi**, under State contract, for Integration Services needed in purchasing, implementing, and integrating an Interactive Voice Response (IVR) System, to provide assistance in the PBX upgrade, and to review and update the current Integrator plan (*Option 1 recommended by Information Systems Services [ISS]*)

The Commission expressed appreciation for the expertise of Mr. Don DeLoach and his staff, and applauded the use of a local company for this service.

*(Item 28, regarding a grant agreement with the Tallahassee Coalition for the Homeless for the construction of a **Comprehensive Human Services Center**, was deleted from the agenda and anticipated to be brought back to the Commission on February 13, 2002.)*

Item 29 – Voted 4-0 (Commissioner Bailey absent) to approve a **supplemental appropriation**, in the amount of \$1,200,000, from the Sales Tax Fund, to the **Bryan Street Right-of-Way Project** (Work Order

97487), to acquire parcels needed for FSU's widening of Bryan Street from Call to Tennessee Street (*recommended by Public Works/Engineering*)

Item 29.1 – Voted 4-0 (Commissioner Bailey absent) approving an extension of Contract No. 01C0203 for a Federal Budget Specialist, **renewing the Katz Professional Services Agreement (Katz, Kutter, Haigler and the person of Rick Spees to represent the City in the federal budget process)** to commence effective January 1, 2002 and to end December 31, 2002 at \$10,000 per month; and authorizing a supplemental appropriation in the amount of \$30,000 from the Contingency Fund, in addition to the \$120,000 included in the FY2003 budget, to fund the 2002 calendar year contract and prior year amendments as specified (for services rendered from October 1, 2001 through December 31, 2001, with monies for the October 1, 2002 through December 31, 2002 part of the contract to be paid from FY 2003 appropriations) (*Option 1 recommended by the Mayor/Intergovernmental Relations*)

Item 29.2 – Voted 4-0 (Commissioner Bailey absent) to approve an **amendment to the LFR Levine Fricke (LFR, Inc.) contract** for the **Cascade Park Engineering Evaluation/Cost Analysis**, to expand the Scope of Work to include site investigation requirements after the Administrative Order on Consent (AOC) and the consulting contract were signed, and to include more extensive investigation than originally anticipated due to the site being found to be much more extensive than previous investigation indicated – resulting in increased costs for the study from the original contract amount of \$408,375 to \$777,297, the apportionment of total costs between the parties (the City of Tallahassee and State entities) to be determined after completion of the assessment (*recommended by the City Attorney*)

Item 29.3 – Received a report from Commissioner Billings on the Salvage Success Project, recycling building materials from demolishing buildings, and **concurred in requesting staff to bring back a recommendation in 30 days regarding the proper way to bring such a project to Tallahassee**

Unagendaed:

The Commission discussed the County government's move to consider a county charter issue and **requested staff to bring a report to the Commission on how to inform the public in this regard**

The Commission ascertained that **staff would bring back a report on the County's Solid Waste Transfer Station lawsuit and the City's negotiations with Waste Management as an alternative for handling the City's waste stream.**

CTC:RM:ecg:01/14/02

January 23, 2002 REGULAR TARGET ISSUES WORKSHOP

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

Item 1 – Received a staff briefing and discussed possible alternatives and recommendations for a proposed **Lake Lafayette Special Development Zone (LLSDZ)** (a Comprehensive Plan Conservation Policy 2.2.10 requirement for policy adoption by 2001 in order to minimize further degradation of Lake Lafayette)

Staff announced an in-depth discussion of the proposed LLSDZ was planned for the joint City-County Commission meeting on February 28, 2002.

Commissioner Billings **requested that the staff provide information on non-conforming uses this special development zone would create inside the City. He also requested information on a vegetative management plan that could be in place in the interim to protect the proposed LLSDZ area.**

Commissioner Lightsey stressed the importance of being consistent with the County on this issue and requested some information on an interim plan of not allowing development down to Zone A in the LLSZ area.

By consensus, the Commission agreed to a staff suggestion to submit a Comprehensive Plan amendment in this amendment cycle (by January 31) to extend the Comprehensive Plan Policy deadline.

The Commission voted 4-0 (Mayor Maddox absent) to provide increased stormwater treatment standards by expanding the existing Watershed Conservation Measures citywide and extending the Comprehensive Plan Lake Lafayette Special Development Zone deadline to 2004 as described in Alternative 1 (See pages 4-5 of the Agenda Item) (*Option 1 recommended by Growth Management*).

Item 2 – Received a staff briefing and discussed the City's current financial position preliminary to the preparation of the City's Proposed FY03 Budget (See the Agenda Item and related attachments)

City Manager Favors asked the Commission to pay close attention to the Health Care Reserve level, the contractual obligation to Air Tran, the compensation issue – significant increases with Police and Fire, and the beginning of collective bargaining negotiations for the current year, and the City's liability for Civic Center losses at the current level of developing activities. She announced some recommendations for moving forward in the future, to include some potential new revenue sources, would be brought to the Commission on February 20, 2002.

The Commission voted 5-0 to accept the report and provide guidance in the development of the FY03 budget and in addressing financial issues with potential impact on the current budget (*Option 1 recommended by the Department of Management & Administration/Budget & Policy*).

CTC:RM:ecg:01/30/02

January 23, 2002

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

Item 1 – Mayor Maddox presented a proclamation to Ms. Ann Bidlingmaier, Chairman of the Canopy Roads Citizens Committee, in recognition of Arbor Day and proclaiming January 28, 2002 as **Arbor Day in the City of Tallahassee.**

Ms. Bidlingmaier accepted the proclamation with appreciation and invited public participation in the Arbor Day at Tom Brown Park on Saturday, January 26, 2002, indicating that 200 trees would be planted along Easterwood Drive from the Animal Shelter to Conner Boulevard.

Item 2 – Mayor Maddox presented a proclamation to the Florida A & M University English Department in recognition of African American Read-In Chain Days, and proclaiming the first Sunday and following Monday, February 3-4, 2002, as **African American Read-In Chain Days in the City of Tallahassee.**

Dr. Willie T. Williams, Chair, and Dr. Klara S. Hadley, Associate Chair, of the FAMU English Department, and Ms. Dolores M. Brown, Coordinator of the Read-in Chain Project and Professor in the FAMU Speech Department, appeared before the Commission and accepted this proclamation with appreciation.

Item 3 – Fire Chief Quillin accepted a **donation to the Tallahassee Fire Department from Wal-Mart**, in the amount of \$1,215.45, **to provide smoke detectors to the elderly and other people who otherwise would not have one.**

Ms. Theresa Crawford, Assistant Manager of the Killearn Wal-Mart, appeared before the Commission and presented the donation.

Item 3.1 - Commissioner Meisburg presented a proclamation honoring famed Budapest Philharmonic Orchestra Conductor and Composer Ernst von Dohnanyi, who had served as Composer-in-Residence at the FSU School of Music from 1949 to 1960, and proclaiming February 2, 2002 as **Ernst von Dohnanyi Day in the City of Tallahassee**.

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

- Dr. George Riordan, Assistant Dean of the Florida State University (FSU) School of Music
- Mr. James Grymes, Director of the Ernst von Dohnanyi Music Festival
- Mr. Grymes invited public participation in the International Ernst von Dohnanyi Festival events scheduled for January 31-February 2, 2002.
- Mr. Sean McGlynn, Grandson of Ernst von Dohnanyi
- On behalf of the Dohnanyi family, Mr. McGlynn expressed appreciation for the City's proclamation and thanked the FSU School of Music for putting on the International Festival in honor of his grandfather almost 50 years after his death.

Item 4 – Voted 4-0 (Mayor Maddox absent) to approve **submitting TalTran to the Metropolitan Planning Organization (MPO) as the next Community Transportation Coordinator for the Transportation Disadvantaged Program, with the caveat that this would be taken to the MPO for discussion and a detailed plan brought back with information on costs and other requirements for consideration at the next Commission meeting** (*Option 1 as amended*)

County Commissioner Bob Rackleff appeared before the Commission and presented the proposal to have TalTran serve as the Community Transportation Coordinator.

Consent Agenda Items 5-20 – Voted 4-0 (Mayor Maddox absent) to approve the staff's recommendations presented in Consent Agenda Items 5-20, taking action as follows:

Item 5 – Approved the renewal of the taxi cab franchise for **City Taxi, Inc.** for the next ten years (*Option 1 recommended by the City Attorney*)

Item 6 – Adopted **Resolution no. 02-R-03**, authorizing the City Attorney to institute eminent domain proceedings to acquire a temporary construction easement for a period of 36 months from the owners, Breckenridge on Park Homeowners Association and Gail Nelson, necessary for the **East Park Avenue Phase II Road Widening Improvement Project** (*Option 1 recommended by the City Attorney*)

Item 7 – Authorized execution of an **agreement with Powerhouse, Inc.** for the dedication and conveyance of two sites to the City for **additional Electric Substations in the Welaunee Plantation area** (*Option 1 recommended by Electric Operations/Power Engineering*)

Item 8 – Approved the award of a **5-year Continuing Price Agreement for the transportation of fuel oil to McKenzie Tank Lines, Inc.**, sole responding vendor, and authorized purchases to transfer oil inventories on an as-needed basis, at an annual estimated cost of \$100,000 to be paid out of the fuel inventory fund of Electric Operations (*Option 1 recommended by Energy Services*)

Item 9 – Authorized the City Manager to execute both the original and modified **Gas Industry Standard's Board Contracts** (GISB) with market participants following approval of form and content by the City Attorney (*Option 1 recommended by Energy Services*)

Item 10 – Accepted **the donation of \$1,215.45 from Killearn Wal-Mart on Thomasville Road to be deposited into the Fire Department's FY02 operating budget** (130-

200701-523080) to be used for the purchase of smoke detectors to be distributed to the elderly and handicapped in the Tallahassee area (*Option 1 recommended by the Tallahassee Fire Department*)

Item 11 – Approved implementation of the Microcomputer and Peripheral Upgrade/Replacement Project, authorizing Information Systems Services (ISS) to purchase from **Dell, Software House International (SHI), Getronics and Pomeroy** the microcomputers, peripherals, software and installation services utilizing State and City contracts to complete this project for FY02; also, approved the **donation of 50 surplus microcomputers** to the Leon County School Board (*Option 1 recommended by the Chief Information Systems Officer [CISO]/ISS*)

Item 12 – Approved an amendment to the agreement with **Geac Public Safety** to provide **maintenance services for the Police and Fire Departments' existing Computer Aided Dispatch/Records Management System (CAD/RMS)**, up to the revised current year amount of \$66,386, and authorized payment in the amount of \$55,946, which reflected the actual cost of the maintenance for existing services for FY02; also, authorized payment in future years without further Commission action, provided that the increase for maintenance is consistent with the terms of the contract previously approved by the Commission (*Option 1 recommended by CISO*)

Item 13 – Approved a bid award and authorized staff to execute a contract with **Southland Contracting, Inc.**, low bidder meeting specifications and a Tallahassee-based business, in the amount of \$135,719, to perform the replacement of the roof at the Tallahassee Senior Center (*Option 1 recommended by NCS*)

Item 14 – Approved the **designation of Goodbody Lane from Lafayette Street to Apalachee Parkway as a non-residential street** (*Option 1 recommended by Planning*)

Item 15 – Approved an **amendment to the Kimley-Horn and Associates, Inc. (KHA) contract**, which would authorize a change order to Phase 2 services in the amount of \$185,683.54, incorporating the terms of the proposed change order, and extending the completion dates for Phase 2 to April 12, 2002 and project completion to August 16, 2002; further, authorized the City Manager to execute an amendment to the KHA contract consistent with these terms (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 16 – Approved the **Kleman Plaza Subdivision Plat**, consisting of 5.17 acres subdivided into six (6) lots planned for Commercial Development by the City of Tallahassee, bounded on the north by College Avenue, on the south by Pensacola Street, on the east by Duval Street and on the west by Bronough Street (*as recommended by Public Works/Engineering*)

Item 17 – Approved **the sale of the remaining 482 acres of surplus City property in Wakulla County**, bringing the total available for sale to 924 acres – with the property to initially be marketed through a bid process and then going to traditional marketing methods through the real estate community, reducing expenses by approximately \$20,000 per year in Wakulla County property taxes and generating an estimated \$964,000 to the City of Tallahassee (*Option 1 recommended by Public Works/Real Estate*)

Item 18 – Authorized the City Manager to execute a contract with **KPMG Consulting** for services outlined in the statement of work in support of the **PeopleSoft CIS project**, as presented, at an estimated amount of \$143,000 (*Utility Business & Customer Services/ISS*)

Item 19 – Approved the **sole-source purchase of an Auger Monster Screening System** from **Heyward, Inc.**, the exclusive distributor for this product in the area, for the Thomas P. Smith Treatment Plant, at a cost of \$103,446 – installation to be performed by in-house crews and charged against the operating budget (*Option 1 recommended by Water Utility/Wastewater Operations*)

Item 20 – Approved the **minutes** of the Special City Commission meeting of November 28, 2001 (Cycle 2002-1 Comp Plan Amendments, Joint Transmittal Hearing) *(recommended by the City Treasurer-Clerk/Records Management Office)*

Item 20.1 – By consensus, agreed to a request by Leon County to write a letter to the Legislature asking that the **Apalachee Parkway** not be renamed without the input of local residents

Item 21 – Voted 5-0 to approve an **amendment to the Block/Bull Run Conditional Concurrency Certificate Agreement** requiring the developer to make a \$33,300 monetary contribution toward the construction of a fully operational traffic signal at the intersection of **Kerry Forest Parkway and Velda Dairy Road**, and re-grade both roadways in order to give them equal priority as through streets *(Option 1 recommended by Public Works/Traffic Engineering)*

Item 22 – Voted 5-0 to approve a Grant Award Agreement to receive \$50,000 from the **Florida Office of Greenways and Trails** for trail planning and implementation funding for the **Meridian Road Canopy Road greenway**, and authorized the Mayor to execute the agreement and related documents *(Option 1 recommended by Planning)*

Commissioner Billings confirmed with staff that this involved greenways and trails that were not concrete sidewalks.

Commissioner Lightsey confirmed with staff that this item would not delay or replace any other project.

Item 23 – Voted 5-0 to authorize a \$250,000 loan from the Housing Trust Fund in the form of a Line of Credit (LOC) to the Frenchtown Community Redevelopment Commission (CDC) for the construction of five (5) new **infill affordable housing units** in the Frenchtown community consistent with the terms of the City's existing grant agreement with the **Frenchtown CDC** *(Option 1 recommended by Neighborhood & Community Services [NCS])*

Commissioner Billings **requested that the staff provide a list of all awards granted to the City of Tallahassee over the past 12 months.**

The Commission briefly discussed a new **Frenchtown Alliance** that was being coordinated primarily by members of **The Shelter homeless facility**, and determined that City staff would attend a meeting that night to find out its objectives.

Item 24 – Voted 5-0 to endorse the proposed **Community Neighborhood Renaissance Program neighborhood selection process**, basically to include the following factors *(Option 1 recommended by Planning)*:

- Neighborhoods eligible for the program would be located in Central City, the Southern Strategy Area, and the Community Redevelopment Area (CRA);
- The physical, social and economic conditions of the neighborhood;
- Neighborhood support for the program;
- The sponsoring organizations' ability to lead a neighborhood revitalization planning program;
- Issues in the neighborhood to be addressed by the program;
- Prior public and private investments in the neighborhood; and
- The neighborhood's past collaborations with residents and other community stakeholders.

The Commission briefly discussed setting up two processes, one for neighborhoods desiring to become organized and one for well-organized neighborhoods with an existing, viable, strong neighborhood association.

Commissioner Billings **requested that the City Attorney evaluate the terminology used in this selection process in terms of maintaining the Commission's responsibility to the City taxpayers.**

Item 25 – Voted 5-0 to approve an amendment to the contract with **Allen's Excavation Inc. of Tallahassee** increasing the construction contract for the **Fred Lee Park in Frenchtown**, by the amount of \$71,125, for a total revised contract amount of \$270,902, and approve a memorandum of understanding with the Florida Department of Environmental Protection (FDEP) for its participation in half of the cost of stabilizing the park area and replacing the damaged improvements, in the amount of \$24,013 (*Option 1 recommended by NCS*)

Commissioner Meisburg **requested a report on the funding results showing the State's participation in the Frenchtown Frontporch community.**

Item 26 – Voted 5-0 to appropriate \$65,401 to the **CRA Trust Fund** from the City's ad valorem tax revenue, representing 95% of the City's ad valorem taxes generated from the incremental change in taxable value of the CRA district from the base year FY99 to FY01 (*Option 1 recommended by the Department of Management & Administration [DMA]/Office of Budget & Policy*)

*Item 27 – Deleted from the agenda the approval of an **engineering services contract for the Tartary Drive Flood Relief Project** – to be rescheduled for February 13, 2002*

Item 28 – **Mr. O'Neal Jackson**, 3840 Lana Circle, appeared before the Commission as scheduled, and discussed his concern that he and other "second class citizens" were not being treated "citizen friendly" and alleging abuse of power by the Director of Neighborhood & Community Services, Mr. Tom Lewis, whose attitude, he further alleged, was filtered down from City Manager Favor's attitude. He discussed his unsuccessful attempt to meet with Ms. Favors and he asserted that neither the City Manager, Mr. Lewis, nor Police Chief McNeil could relate to African American citizens.

The Commissioners took exception to Mr. Jackson's allegations, indicating they knew of no one being treated as "second class citizens" because of race, creed, occupational status or anything else. Mayor Maddox clarified for the record that Mr. Jackson was upset because for the past five years he had been the subject of numerous code violations and TPD had also caught him removing City property from a City structure.

Item 29 – Held a public hearing on **Ordinance No. 01-Z-71AA**, introduced on November 14, 2001, and recommended for approval by the Planning Commission on a 5-0 vote;

The Commission voted 4-1 (Commissioner Lightsey opposed) to **adopt Ordinance No. 01-Z-71AA**, rezoning 67.8 acres +/- fronting on the east side of Capital Circle Southeast, approximately 760 feet north of Apalachee Parkway, from OR-3 Office Residential, CP Commercial Parkway and MR-1 Medium Density Residential Districts to C-2 General Commercial Districts (**RZ-296**), **requested by the Richard L. Wilson Trust**, with Roger Winn, of Broward Davis & Associates, serving as the agent for the applicant (*Option 1 recommended by Planning*)

Commissioner Billings discussed his interest in seeing information on what was planned for a property when these types of requests were before the Commission.

Mr. Roger Wynn, of Broward Davis & Associates, representing Richard Wilson Trust, 2414 Mahan Drive, agent for the applicant, appeared before the Commission (proponent) and indicated they did not know the planned use of the property although Wal-Mart had expressed interest in the property for a Sam's store.

Item 30 – Held a public hearing on **Ordinance NO. 01-Z-72**, introduced on November 14, 2001, and continued from the public hearing on November 28, 2001, and recommended for approval by the Planning Commission on a 5-0 vote

The Commission voted 4-1 (Commissioner Lightsey opposed) to adopt Ordinance No. 01-Z-72, rezoning 3.24 acres +/- located on the northwest corner of Capital Circle Southeast and Governors Court Drive from OR-3 Office Residential District to C-2 General Commercial District (**RZ-297**), **requested by High Loansome and Jimmy Petrandis**,

with Bill Poole serving as the agent for the applicants (*Option 1 recommended by Planning*)

Item 31 – Held a public hearing on **Ordinance No. 02-O-02**, introduced on January 9, 2002, which would provide for the voluntary annexation of approximately 77 acres, including 25 parcels of which only five parcels were developed, located immediately west of the **Woodville Highway along Crossway and Ross Roads**

By consensus, the Commission closed the public hearing and delayed taking action on Ordinance No. 02-O-02 until February 13, 2002, to allow the County Commission to review the proposed ordinance at its January 29, 2002 meeting and submit comments prior to the next regular City Commission meeting (*Option 1 recommended DMA*).

Mr. Jack Wolff, 265 Ross Road, representing Oak Ridge Neighborhood Association, and Mr. John Desilets, 4309 Kimmer Rowe Lane, (proponents), appeared before the Commission in support of this item as well as Item 32. Mr. Wolff also suggested that the Commission hold an annexation referendum in the southside as soon as possible.

Item 32 – Held a public hearing on **Ordinance No. 02-O-03**, introduced on January 9, 2002, which would provide for the voluntary annexation of approximately 97 acres, containing 19 parcels, located in the southern quadrant of Tallahassee and Leon County between the **Woodville Highway and Crawfordville Road**

By consensus, the Commission closed the public hearing and delayed taking action on Ordinance No. 02-O-03 until February 13, 2002, to allow the County Commission to review the proposed ordinance at its January 29, 2002 meeting and submit comments prior to the next regular City Commission meeting (*Option 1 recommended by DMA*).

The Commission briefly discussed going to "**direct mail ballots**" for annexation referendums and City Manager Favours announced this would be on the agenda for discussion the second regular Commission meeting in February 2002.

Item 33 – Held a public hearing on **Ordinance No. 02-O-04**, introduced on January 9, 2002, which would provide for the voluntary annexation of approximately 78.4 acres, including four undeveloped parcels all under single ownership, located immediately south of Capital Circle Southwest and adjacent to the City's water reclamation plant, known as **Madrone/Ruthenia/Lake Munson Mine** (*Option 1 recommended by DMA*)

By consensus, the Commission closed the public hearing and delayed taking action on Ordinance No. 02-O-04 until February 13, 2002, to allow the County Commission to review the proposed ordinance at its January 29, 2002 meeting and submit comments prior to the next regular City Commission meeting (*Option 1 recommended by DMA*).

Item 34 – Held a public hearing on **Ordinance No. 02-Z-05**, introduced on January 9, 2002, and voted 5-0 to adopt the ordinance, rezoning 76.46 acres located on the north side of Capital Circle Northwest west of Entrepot Boulevard from Single-Family Detached Residential (R-1) and Office Residential (OR-2) to **Planned Unit Development (PUD), the Airport Commerce Center PUD (RZ-303)**, (Poole Engineering & Surveying, Inc., was the agent for the applicant, St. Joe Paper Company) (*Option 1 recommended by Planning*)

Mr. Barry Poole, 2145 Delta Blvd., representing Poole Engineers/St. Joe Company, appeared before the Commission in support of this item (proponent).

Item 35 – Held a public hearing on **Ordinance No. 02-Z-06**, introduced on January 9, 2002, and voted 5-0 to adopt the ordinance, amending Component A-4 of the Hillcrest Village PUD, located at the northern terminus of Delta Way approximately 1,000 feet north of John Knox Road (RZ-302), with those conditions

recommended by the Planning Commission (Poole Engineering & Surveying, Inc. was the agent for the applicant, Cherokee Properties) (*Option 1 recommended by Planning*)

Mr. Barry Poole, 2145 Delta Blvd., representing Poole Engineers/St. Joe Company, appeared before the Commission in support of this item (proponent).

Item 36 – Held a public hearing on Ordinance No. 02-Z-07, introduced on January 9, 2002, and voted 0-5 on a motion to adopt the ordinance, denying the ordinance, which **would have amended the Sonic PUD with Amendment #2**, on 12.6 acres located on the west side of North Monroe Street at the intersection of North Monroe Street and Eighth Avenue (across from Lake Ella) (RZ-301), with Varnum & Associates as the agent for the applicant, Gilbert S. Chandler, Jr. (*Option 1 recommended by Planning*)

Mr. Elliott Varnum, 3559 Timberlane School Road, of Varnum & Associates, Inc., representing GJR Management Holdings, Inc., the developer, appeared before the Commission in support of this item (proponent).

Item 37 – Held a public hearing on **Ordinance No. 02-O-08**, introduced on January 9, 2002, and voted 0-4 (Mayor Maddox absent) on a motion to adopt the ordinance, denying the ordinance, which **would have abandoned a 15-foot wide strip of unimproved road right-of-way located at the southwest corner of the intersection of Chocksacka Nene and Atapha Nene**, thereby removing a building encroachment within the right-of-way for the property located at 1238 Chocksacka Nene, requested by the applicant, Primitiva S. Creel (*Option 1 recommended by Planning*)

There were no speakers on this item.

Item 38 – Held a public hearing on **Ordinance No. 02-O-09**, introduced on January 9, 2002, and voted 4-0 (Mayor Maddox absent) to adopt the ordinance, **abandoning 60 feet of Maurice Street unimproved right-of-way south of Arden Street**, located between the co-applicants' properties and being a dead-end right-of-way, requested by Jerry Nesmith and Patricia Lebron-Johnson (*Option 1 recommended by Planning*)

There were no speakers on this item.

Item 39 – Held a public hearing on **Ordinance No. 02-O-10**, introduced on January 9, 2002, and voted 5-0 to adopt the ordinance, amending the City Code to **add the duties given to the Environmental Variance Board by the changes in the Building Code** that were adopted by the Commission on December 12, 2001 in compliance with the new Florida Building Code (*Option 1 recommended by the City Attorney*)

There were no speakers on this item.

Item 40 – Held a public hearing on **Ordinance No. 01-Z-65**, introduced on November 14, 2001, and continued from public hearings on November 28 and December 12, 2001, and recommended by the Planning Commission for approval on a 5-0 vote subject to conditions; and voted 5-0 to adopt the ordinance, rezoning approximately 39 acres located on the southwest intersection of Thomasville Road and Interstate 10 from RP-1 Residential Preservation district to PUD with those conditions recommended by the Planning Commission (**RZ-294**), **initiated by Middlebrooks Investment Group, Ltd. and Kid's Ventures, Inc.** (*Option 1 recommended by Planning*)

Mr. Richard Moore, 502 E. Park Avenue, representing Kid's Ventures, Inc., appeared before the Commission in support of this item (proponent).

Item 41 – Held a public hearing on **Ordinance No. 01-O-62**, introduced on December 12, 2001, and voted 5-0 to approve Options 1-4, providing for **changes to the utilities to implement the PeopleSoft Customer Information System** as follows (*Options 1, 2, 3 and 4 recommended by Utility Business & Customer Services/Utility Accounting*):

Option 1. Changing the electric, water and gas reconnection charges and the proposed change to the bill payment cycle, including a revised penalty structure, as contained in Ordinance No. 01-O-62

Option 2. Adding a gas pilot lighting service fee as contained in Ordinance No. 01-O-62

Option 3. Revising the Energy Cost Adjustment as contained in Ordinance No. 01-O-62.

Option 4. **Adopting Ordinance No. 01-O-62**, with Section 4 effective upon passage and all other sections of this ordinance effective April 1, 2002

There were no speakers on this item.

Item 42 – Held a public hearing on Ordinance No. 01-O-86, introduced on November 28, 2001, and continued from the public hearing on December 12, 2001, and voted 2-3 (Commissioners Maddox, Lightsey and Meisburg opposed) **denying a motion to adopt the Ordinance, Option 1, to change the election to September/November** -- which would have set the City Elections in the Fall, moving the City's Primary Election to the date of the State Primary Election, September 10, 2002, as approved by the City Commission on November 14, 2001 (*presented by the City Attorney*)

The Commission then voted 3-2 (Commissioners Bailey and Billings opposed) to **adopt Ordinance No. 01-O-86AA, amended to move the City Elections back to February for the first year and then reassess whether or not the City Elections needed to be later in the Winter or Spring**

The following persons appeared before the Commission and discussed their support for maintaining the City Elections in the Fall (opponents of moving the City's Election date):

- Mr. J. R. Harding, 6027 Ox Bottom Manor Drive
- Mr. Tom Rush, 205 W. 4th Avenue
- Ms. Linda Russell, 9983 Buck Point Road, representing the League of Women Voters
- Mr. H. A. "Dan" McDaniel, 1907 Ivan Drive

Unagendaed Speaker:

Mr. Dan McDaniel reappeared before the Commission and discussed his support for some analysis and alternatives to be worked out for a permanent solution setting the City's Election dates. He also reiterated his support for the next City Election cycle to be held in the Fall.

Commissioner Sharing of Information/Ideas:

The Commission concurred with Mayor Maddox in requesting that City staff send appropriate letters to the Florida Department of Transportation (FDOT) inquiring as to why the hazardous condition of the new stretch of Capital Circle Northeast from, Kevin's Outdoor Shop to Thomasville Road, was not being corrected.

Mayor Maddox brought up a situation relating to Joyner Street, and suggested that any streets currently scheduled for traffic calming that were also scheduled for street improvements, should be taken out of traffic calming priority to have that done at the time of the other scheduled street improvements, as a matter of cost saving.

Commissioner Bailey announced that Ms. Regina Davis had received a CRA entrepreneurial grant for the Frenchtown area, and he asked that the City staff follow-up on a suggestion he had made a year earlier about the placement of a hot dog stand or something of that nature at TalTran's C. K. Steele Plaza.

Commissioner Billings announced that members of the FAMU Viticulture and Small Fruit Farmers Project had announced they had received funding to construct their first permanent facility.

Commissioner Bailey asked that people who had been laid off from their State job be given some preference when filling City positions.

January 28, 2002

Joint City-County Workshop Lake Lafayette Special Development Zone

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

- Received a staff presentation on possible alternatives and recommendations to meet the requirement of the Comprehensive Plan that a Lake Lafayette Special Development Zone (SDZ) be adopted to minimize further degradation of Lake Lafayette by 2001 (Option 1 presented by Growth Management)
 - The City Commission voted 5-0 to reaffirm its position to provide increased stormwater treatment standards by expanding the existing Watershed Conservation Measures Citywide and extend the Comprehensive Plan SDZ deadline (as described in Alternative 1 of the Agenda Item), **adopting a 1 1/8th inch detention standard for stormwater runoff in new developments across-the-board as protection not only for Lake Lafayette but all watersheds in the community until the results from the City and County stormwater studies were received, then going back and putting in specific zones and linear feet buffers from the lake edge and certain standards at that time**
 - The County Commission voted 7-0 to adopt the City's position and move together with a 1 1/8th inch stormwater detention standard for the entire County, with a special locked-in Special Development Zone A around Lake Lafayette, in the unincorporated area, excluding the tributaries, and revisit the issue in the current Comprehensive Plan amendments cycle, and extend the deadline in the Comp Plan to 2004. The County Commission subsequently voted 6-1 (County Commissioner Thael opposed) to reconsider the vote by which the previous motion passed, and then voted 7-0 **to adopt the City's adopted position verbatim, resulting in a similar standard for the City and the County.**

February 13, 2002

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

Item .1 – Received a brief **presentation by Firefighters Jarvis Bedford and Hal Eastman, with a video clip by WCOT, on their trip to New York City where they present the proceeds of the Fire Department's "Boot Drive"**, totaling \$62,305.60, to help the families of New York firemen who were victims of the September 11th terrorist attacks

Item 1 – City Manager Favors presented recognition certificates to the following City of Tallahassee United Way Coordinators in appreciation of a successful 2001 City campaign, which had exceeded the City's goal:

Names	Department	Name	Department
Jimmy Abbott	Gas Utility	Rick Fausone	Planning Department
Joan Austin	Procurement Services	Carol Glover	Public Works
Diane Blanton	Electric Department	Lorrie Harvey	Accounting Services

Joan Brown	City Attorney's Office	Tron Jones	Aviation Department
Laura Brown	City Commission Office	Sandy Koelle	City Manager's Office
Halle Calabrese	Communications Department	Roger McDonald	Energy Services
Lee Cardice	Radio Communications	Farr Miller	Management & Administration
DeShaun Carter	Neighborhood & Comm. Svcs.	Mona Pearson	Fire Department
Toni Clinton	Accounting Services	Queen Smith	Aviation Department
Martha Dooley	Auditing Department	Denise Wiggins	Utility Services

The following City of Tallahassee United Way Coordinators not present at the meeting also received recognition certificates:

Name	Department	Name	Department
Phyllis Bush	Parks & Recreation	Ernest Miller	Building Services
Anthony Davis	Aviation Department	Kristy Moore	Aviation Department
Frank Dietrich	Planning Department	Florence Rabon	Information Services System
Carol Dixon	Solid Waste Operations	Al Rhodes	TalTran
Jennifer Donald	Accounting Services	Shannon Roberts	Human Resources
John Govans	Parks & Recreation	Sandra Smiley	TalTran
Brad Hamilton	Accounting Services	Essie Smith	TalTran
Mark Harvey	Police Department	Linda Smith	Treasurer-Clerk's Office
Ann Haskell	Water Utilities	George Suhr	Economic Development
Wesley Holley	Building Services	Brenda Tanner	Customer Services
Dorothy Johnson	Building Services	Kathy Thompson	Accounting Services
Susan Lovallo	Parks & Recreation	Lillie Williams	Building Services
Daniel Mann	Growth Management		

On behalf of the City Commission and the City employees, Mayor Maddox and City Manager Favors presented the City's United Way contribution check, in the amount of \$224,000, to Mr. Ken Armstrong, Executive Director, and Ms. Paula Smith and Ms. Mary Christopher, representing the Big Bend United Way.

Ms. Smith recognized and thanked City Manager Favors, Assistant City Manager Tom Coe, Assistant to the City Manager Marlon Brown, Administrative Aide Sandy Koelle for doing a fantastic job and setting the standard for the community. On behalf of United Way, she presented each of them with a gift – a \$20 entry into the United Way drawing for a Harley Davis motorcycle.

Mr. Armstrong also expressed appreciation to the City Commission and City employees, and described the United Way organization as an instrument for tapping into the people who contributed help for others.

Consent Items 2, 4-19 and 23 - Voted 5-0 to approve the staff recommendations presented in Consent Items 2, 4-19 and 23, taking action as follows:

Item 2 – Approved the following **appointments to the Municipal Code Enforcement Board** (presented by the Mayor's Office):

New Appointments Term Expiration

- Ms. Regina Davis June 2005
- Mr. Perry West June 2003

(Item 3, a request to increase the Airport Passenger Facility Charge (PFC) was pulled from Consent for discussion and a separate vote.)

Item 4 – Approved the **purchase of 14 thermal imaging cameras and mounts**, in the amount of \$142,100, **from Sunbelt Fire Apparatus**, sole source distributor for Bullard Thermal Imaging *(Option 1 recommended by the Fire Department)*

Item 5 – **Adopted Ordinance No. 02-O-04**, introduced on January 9, 2002, and continued from the public hearing held January 23, 2002, **providing for the voluntary annexation of approximately 78.4 acres, known as Madrone/Ruthenia/Lake Munson Mine**, including four undeveloped parcels all under single ownership, located immediately south of Capital Circle Southwest and adjacent to the City's water reclamation plant (the Planning Department to initiate rezoning a 120-foot strip of land along Ruthenia Road from RP to RP-1) *(Option 1 recommended by DMA)*

Item 6 – Approved a **funds transfer of \$10,000 from Leon County Department of Public Works to the City of Tallahassee to complete the City-County Sidewalk Mapping Project** – an ongoing, multi-department project to map City and County sidewalks and their features, including curb cuts, significant hazards, obstructions, and other attributes in the City and urbanized portions of Leon County *(Option 1 recommended by Planning)*

Item 7 – Approved the **City Commission initiation of an application to rezone 22.33 acres owned by N. E. and F. C. La Seur**, fronting on the west side of Old Bainbridge Road north of Fred George Road, from RP Residential Preservation to Residential Preservation 1, updating the property from a County zoning category to a current City zoning district subsequent to the annexation of the property into the City in October 2001 *(Option 1 recommended by Planning)*

Item 8 – Approved the award of a **triennial price agreement for the purchase of Police uniforms and accessories from Harrison's Uniform Company**, low bidder meeting specifications, for an overall three-year cost of approximately \$221,521 based on estimated usage *(Option 1 recommended by Police)*

Item 9 – Approved the **purchase of one 4-wheel drive industrial tractor with industrial side boom mower from Creel Ford Tractor**, in the amount of \$69,976, by "piggy-backing" the School Board of Lee County, Florida Bid #5971 on a side boom mower – providing an additional vehicle for the Parks & Recreation Maintenance Division *(Option 1 recommended by Public Works/Fleet Management)*

Item 10 – Approved an **engineering services contract with Wilbur Smith Associates**, in the amount of \$74,707.44, **for the Call Street and Cadiz Street Stormwater Improvements Project** *(Option 1 recommended by Public Works/Stormwater Management)*

Item 11 – Approved the **purchase of 38 compact utility vehicles from Champion Chevrolet of Tallahassee**, low bidder meeting specifications, in the amount of \$744,496 – providing 34 replacement and 4 additional vehicles to the City's fleet *(Option 1 recommended by Public Works/Fleet Management)*

Item 12 – Approved **Change Order No. 10**, in the amount of \$14,404.16, **to the contract with Peavy & Son Construction Co., for Phases II and III of the Adams Street Reconstruction Project**, for a total revised contract amount of \$935,611.95 *(recommended by Public Works/Engineering)*

Item 13 – Approved the **purchase and installation of five aerial devices from Altec Industries, Inc.**, sole source provider, in the amount of \$194,320 – to be installed on existing chassis of vehicles used by Electric Operations *(Option 1 recommended by Public Works/Fleet Management)*

Item 14 – **Approved FY2002 Section 5307 Grant Applications for Federal operational, planning, and capital assistance to mass transit**, in the amount of \$1,605,000; a FY2001 Section 5309 Grant Application for bus security cameras, in the amount of \$400,000; a FY2002 Section 5309 Grant Application for bus shelters and the A & E portion of the Multi-Modal Transit Center; the adoption and execution of **Resolution No. 02-R-02**, authorizing these applications for federal funding available to support mass transit; and execution of the grant documents (*Option 1 recommended by TalTran*)

Item 15 – Approved a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) and adopted **Resolution No. 02-R-07**, authorizing execution of the JPA, for funding of the **State Employee Bus Pass Program (Demand Elasticity Data Collection Project, Phase II)** for the period April 1, 2002 through September 30, 2003, and authorized execution of the grant documents – providing TalTran with up to \$131,000 in revenue (*Option 1 recommended by TalTran*)

Item 16 – Approved the direct engagement of **Exacta Corporation** (non-competitive selection) to **provide consulting services to the City related to the PeopleSoft Customer Information System (CIS) project** (*Option 1 recommended by Utility Business & Customer Services*)

Item 17 – Approved the award of a **construction contract for the Blountstown Highway Sanitary Sewer Extension Project to B & S Utilities, Inc. of Tallahassee**, low bidder meeting specifications, in the amount of \$143,348 (*Option 1 recommended by Water Utility*)

Item 18 – Approved the award of a **construction contract for the Crawfordville Highway Sanitary Sewer Extension Project to Solomon Construction Company, Quincy, FL**, low bidder meeting specifications, in the amount of \$428,923 (*Option 1 recommended by Water Utility*)

Item 19 – Adopted **Resolution No. 02-R-12**, authorizing the City Attorney to institute **eminent domain proceedings to acquire an electric easement necessary for the Mahan Drive Transmission Line Project**, which will also feed the future electric substation in the Welaunee area (*Option 1 recommended by the City Attorney*)

Item 20 – **Deleted from the agenda the adoption of Resolution No. 02-R-09**, which would allow reimbursement for **Gas System project costs** – to be brought back on February 27, 2002

Item 21 – **Deleted from the agenda the adoption of Resolution No. 02-R-10**, which would allow reimbursement for certain **General Government project costs** – to be brought back on February 27, 2002

Item 22 – **Deleted from the agenda the adoption of Resolution No. 02-R-11**, which would allow reimbursement for certain **Electric System project costs** – to be brought back on February 27, 2002

Item 23 – **Approved the minutes** of the following City Commission meetings (*recommended by the City Treasurer-Clerk/Records Management*):

- October 18, 2001 Special (Cycle 2002-1 Comp Plan Joint Public Hearing)
- October 30, 2001 Special (Cycle 2001-2 Comp Plan Joint Adoption Public Hearing)
- November 13, 2001 Special (Commission/Leadership Retreat)
- November 14, 2001 Regular

Item 3 (pulled from Consent) – Voted 5-0 to authorize the Director of Aviation, as the City's representative for making Application and granting Assurances to the Federal Aviation Administration (FAA) for the imposition of a Passenger Facility Charge (PFC), **to impose a PFC charge up to \$4.50 -- increasing the PFC charge from \$3.00 to \$4.50**, which would help fund the Airport's Capital Improvement Program (CIP) thereby avoiding multi-year delays in completing those Airport capital projects, reducing the impact of any decrease in FAA funding after FY2003, freeing up funds for non-grant eligible projects, and providing flexibility for security operating costs that could not be allocated to the Airlines (*Option 1 recommended by Aviation*)

Brief discussion focused on looking to the federal government to fund some of the costs associated with additional security as national security measures to protect the country from outside threats and terrorism, such as the September 11, 2002 terrorist attacks. **Staff was directed to quantify the City's costs and keep a running tally of increased costs to the City government for security.**

Additional discussion focused on reaching a broader audience with information on changes at the Airport and additional security measures pursuant to mandates of the FAA. The City Manager indicated there would be a presentation on this topic at an upcoming target issue workshop or regular City Commission meeting, which would be rerun on WCOT, to explain what was being done at the Airport and why.

Item 23.b – Voted 5-0 to approve the **appointment of Mr. Dan Stengle to the Planning Commission**, to a term expiring June 2005

Item 24 – Discussed the legalities of the process used in the previous vote, and voted 2-3 (Commissioners Maddox, Lightsey and Meisburg opposed) **denying a motion to rescind the previous Commission action changing the 2003 City Elections to February 2003**

Items 25-31 – By consensus, introduced the ordinances specified in Items 25-31, as follows:

Item 25 – **Introduced Capital Circle SE/Drayton Drive Annexation Ordinance No. 02-O-13**, which would provide for the voluntary annexation of 37 acres in the southeastern quadrant of Tallahassee/Leon County on Capital Circle Southeast, located directly to the west of Southwood within the Urban Service Area (USA), and set public hearing on the ordinance for February 27, 2001 at 6:00 p.m. (*Option 1 recommended by the Department of Management & Administration [DMA]/Budget & Policy*)

Item 26 – **Introduced Code Amendment Ordinance No. 02-O-14**, which would amend the City's Code of Ordinances by **moving the provisions related to prohibiting the disturbance of public works** to Chapter 15, and set public hearing on the ordinance for February 27, 2002 at 6:00 p.m. (*Option 1 recommended by the City Attorney's Office*)

Item 27 – **Introduced Code Amendment Ordinance No. 02-O-15**, which would amend the City's Code of Ordinances by **combining the provisions related to the responsibility for sewer repairs and the prohibition against obstructing the flow of sewers, and moving the provision** to Chapter 15, and set public hearing on the ordinance for February 27, 2002 at 6:00 p.m. (*Option 1 recommended by the City Attorney's Office*)

Item 28 – Introduced C. Fred Pierson Rezoning Ordinance No. 02-Z-20, which would rezone 5.70 acres+/- located at south of Tram Road at the intersection with South Monroe Street from C-2 General Commercial District to MR-1 Medium Density Residential (RZ-309), requested by Ralph Stoetzel with Poole Engineering as agent, and set public hearing on the ordinance for February 27, 2002 at 6:00 p.m. (*Option 1 recommended by Planning*)

Item 29 – **Introduced City Commission Rezoning Ordinance No. 02-Z-21, which would rezone 0.80 acres at the northeast corner of Miccosukee Road and Kuhlacres Drive** from Residential Preservation 2 to OR-1 Office-Residential District (RZ-304), implementing a Comprehensive Plan map amendment approved during Cycle 2001-2 on

property owned by Judy Eldridge, and set the ordinance for public hearing on February 27, 2002 at 6:00 p.m. (*Option 1 recommended by Planning*)

Item 30 – Introduced City Commission Rezoning Ordinance No. 02-Z-24, which would rezone 0.6 acres at the intersection of Bragg Drive and South Adams Street from M-1 Limited Industrial to OS Open Space District (RZ-310), implementing a Comprehensive Plan map amendment approved during Cycle 2001-2 on City-owned property, and set the ordinance for public hearing on February 27, 2002 at 6:00 p.m. (*Option 1 recommended by Planning*)

Item 31 – Introduced City Commission Rezoning Ordinance No. 02-Z-25, which would rezone 26 acres lying southeast of Bragg Drive and Wahnish Way from OR-3 Office Residential to OS Open Space (RZ-311), implementing a Comprehensive Plan map amendment approved during Cycle 2001-2 on City-owned property, and set the ordinance for public hearing on February 27 and March 27, 2002 at 6:00 p.m. (*Option 1 recommended by Planning*)

Item 32 – Heard a presentation on the 2001 Natural Gas Rate Study, prepared by staff and reviewed for sufficiency by R. W. Beck, the City's Rate Consultant, and voted 4-0 (Mayor Maddox absent) to accept the recommendations (*Option 1 recommended by Utility Business & Customer Services/Utility Accounting*):

- 1) leaving existing base rates unchanged,**
- 2) modifying the purchased gas adjustment (PGA),**
- 3) creating a long-term firm service agreement; and**
- 4) introduced implementing Ordinance No. 02-O-16** and set the ordinance for public hearing on February 27, 2002 at 6:00 p.m.

Commissioner Lightsey **emphasized her desire to see the staff constantly monitoring what the competition was doing.**

Item 33 – Received a staff presentation on the benefits of the project to dispose of 200,000 gallons of reclaimed water from the City's wastewater effluent at the Southeast Farm sprayfields for irrigation of the Southwood Golf Course and a section of the Four Oaks Boulevard landscaped median in the Southwood Development, with St. Joe donating the land for a water reclamation plant on Tram Road

Discussion also focused on pursuing extensions of the reuse water infrastructure to other areas.

City Manager Favors confirmed the project's endorsement by the Florida Department of Environmental Protection and the Northwest Florida Water Management District (NWFWM). She also advised that the NWFWM had previously agreed to reimburse the City's costs for this project.

Voted 5-0 to approve a **contract with St. Joe Company for reclaimed water use** – the resulting reuse project supporting water conservation and serving as an alternative reuse of the City's wastewater effluent (*Option 1 recommended by Water Utility*)

Mayor Maddox **requested an update on the Southeast Farm buffer issue.**

Item 34 - The adoption of Woodville Highway/Crossway & Ross Roads and Woodville Highway/Crossway & Ross Roads Voluntary Annexation Ordinances No. 02-O-02 and 02-O-03, was deleted from the agenda – moved to February 27, 2002 to allow a recommendation by the Board of Leon County Commissioners

Item 35 – Voted 4-0 (Commissioner Bailey absent) to authorize staff to pursue "**Mail Ballot**" referendum annexations in June 2002 for the **Southern Triangle and Buckwood areas**, with the referendum to be held only in the areas to be annexed (*Option 1 recommended by DMA/Budget & Policy*)

Directed staff to continue looking at other areas for potential annexation and bring them to the Commission for approval when sufficient interest was found

Item 36 – Received a staff presentation affirming the water quality improvement would constitute an environmental benefit, and voted 5-0 to **approve a Public Sector Linear Infrastructure Variance for the Tartary Drive Flood Relief Project**, as follows (*Options 1 and 3 recommended by Public Works/Stormwater Management*):

Option 1. With regard to public sector stormwater projects having a primary purpose of remediation of existing stormwater management problems, provide direction to staff that the evaluation of mitigation needed for a Public Sector Linear Infrastructure Variance shall be based on adequate flood storage or water quality benefits of the project.

Option 3. Approved a Public Sector Linear Infrastructure Variance for the Tartary Drive Flood Relief Project to address flooding in the west Apalachee Ridge and Lynndale Subdivisions based upon the mitigating flood storage benefit provided by the project.

Commissioner Lightsey emphasized that **these kinds of flood relief projects that would either eliminate or vastly improve citizens' flooding situations ought not to be unnecessarily held up by staff**, and she clarified that there had never been any intent to do more than flood relief for them.

Item 37 – Voted 5-0 to approve an **engineering design contract with Genesis Group**, one of the City's continuing services consultants, in the amount of \$211,157.81, for **Phase II of the Tartary Drive Flood Relief Project**, to prepare construction documents to implement the improvements (*Option 1 recommended by Public Works/Stormwater Management*)

Item 38 – Discussed options for addressing areas that were flooding and **directed staff to further evaluate those options, including the offer of one landowner to contribute land for a stormwater facility in return for permitting development on the front side of his property, and bring back the recommended option for Commission approval**

Voted 5-0 to approve a **Public Sector Linear Variance for the Northeast Drainage Ditch Improvements Project**, as follows, for a fiscal impact of \$980,000 funded from the Northeast Drainage Ditch Project #96388 (1989 Sales Tax) (*Option 1 recommended by Public Works/Engineering*):

Option 1. Provide a finding of fact that reductions in flood elevations and acquisition of floodplain properties fulfill the intent required within the Public Sector Linear Infrastructure Variance process of providing a net environmental benefit, and

Approve a Public Sector Linear Infrastructure Variance, in accordance with Section 7.2(2) of Chapter 28 (Environmental Management Ordinance) of the City Code, for improvements to the Northeast Drainage Ditch, between Capital Circle and Mahan Drive, based on the mitigating flood level reduction benefits provided by the improvements, the acquisition of floodplain properties, and the economics of available alternatives.

Item 39 – Voted 4-0 (Commissioner Bailey absent) to approve a **JPA with the Florida Department of Transportation (FDOT) for the City to provide \$9 million (without reimbursement) to fund the construction of Capital Circle from Apalachee Parkway to Park Avenue**, and authorize the Mayor to execute the JPA, funded from the Capital Circle Improvements Project #97005 (1989 Sales Tax) (*recommended by Public Works*)

The Commission determined that the current cost estimate for the cost of this project was below \$9 million

The Commission discussed taking a **serious position with FDOT that the City should have some oversight on the selection of contractor and final approval of the job based on the City funding this project without anticipation of reimbursement; and further, on those segments of Capital Circle needing resurfacing where there had been no oversight by the City, the cost of such resurfacing due to shoddy work ought not to be taken out of any funds that might otherwise go towards other needed resurfacing projects in the City**

Additionally, Commissioner Lightsey **requested that the FDOT be asked to send a representative to the MPO meetings who would be able to answer questions on State road projects in the Tallahassee-Leon County area.**

Item 40 – Voted 4-0 (Commissioner Bailey absent) to approve **advance funding to Blueprint 2000 for the construction of Capital Circle (Monday Road to Centerview Drive)** as follows (*Option 1 recommended by Public Works/Engineering*):

Option 1. Approved \$1,800,000 of advance funding (with reimbursement) of a 0.33 mile segment of the Blueprint 2000 Capital Circle Improvements (from Monday Road to Centerview Drive), subject to approval of the reimbursement of the principal and lost interest by the Blueprint 2000 Intergovernmental Agency, and authorized the City Manager to negotiate and execute an **agreement with the Capital Region Community Development District (Southwood) to incorporate its Esplanade Way improvements project into the City's project.**

Mayor Maddox **asked that the staff quantify the amount of savings attributed to incorporating the Southwood project.**

Item 41 – Voted 4-0 (Commissioner Bailey absent) to **adopt Resolution No. 02-R-08, setting forth the City's concurrence with Leon County's action to establish an Enterprise Zone (EZ)**, as the designated area(s) were likely to be wholly or partly within the corporate limits of the City (*Option 1 recommended by Economic Development*):

Commissioner Lightsey ascertained that there was no conflict or confusion caused by the County's EZ and City's Community Redevelopment Area (CRA) boundaries, and that this was a positive endeavor for both the City and the County.

Commissioner Meisburg **requested that the staff provide him with more information on this County initiative.**

Item 42 – Received an update on the City's Productivity Awards Program; voted 5-0 to authorize an expenditure of up to \$62,500 (inclusive of \$12,500 previously paid) from the Rewards & Recognition Budget to **fund the City's contribution for the first year program costs, and execute the reduced service agreement with Florida TaxWatch (FTW) to administer the Productivity Awards Program** as presented (*recommended by Human Resources*)

Discussed the costs for the administration of this program and Commissioner Lightsey stated that she would not support a subsequent year with a similar percentage of cost.

Ms. Debra Hunt, representing FTW, appeared before the Commission and explained that she had taken on the role of fundraiser. She stated that she was working to raise the balance of the funds for administering this program and if the funds were not raised, FTW would administer the program anyway.

Item 43 – Heard from Mr. Matthew Vaughn, Lively Technical Center, 500 N. Appleyard Drive, who discussed **the City's refusal to accept his application for HVAC Contractor's licensing based on interpretation of terminology in the City ordinance** while he had been able to apply through adjacent Gadsden County and had successfully taken the same certification exam in Jacksonville. Mr. Vaughn recommended that the City modify its ordinance so that the staff could use some common sense judgment in this regard.

Mayor Maddox **asked City Attorney English to investigate this matter and determine if the City's ordinance was keeping qualified people from being certified.**

Item 44 – Heard from Mr. Kevin Koelemij, 2225 Amelia Circle, on behalf of the Tallahassee Community College (TCC) Foundation and the TCC Forensics Team, **requesting some funding assistance to help the TCC Forensics Team participate in competitive events**

Mr. John Schultz, Director of the TCC Forensics Program, discussed the benefits of such academic competitive excellence and introduced three of the students who gave brief demonstrations of their expertise.

The Commission applauded the accomplishments of this team and **requested that the staff determine how this funding request could fit into the City's donations program.**

Unagendaed:

Ms. Leisha McKinly, P. O. Box 12402, Pensacola FL 32582, representing United Counties Minority AIDS Care & Education, appeared before the Commission and requested assistance in having a roadblock for a walk-a-thon in March 2002. She distributed a handout of facts on HIV/AIDS in Florida and the United States.

City Manager Favors **requested that Ms. McKinly discuss specifics of the help needed with Assistant City Manager Coe.**

Mr. Isnel Othello, 411 Chapel Drive, Apt. 325, representing the Florida State University (FSU) Oglesby Art Gallery, appeared before the Commission and discussed a Frenchtown exhibit being held from February 15-March 1, 2002, beginning with an opening session on February 15th, from 7 to 9 p.m., with an essay entitled "They Don't Speak French". He invited the Commission and Management to attend.

Mayor Maddox recognized Mr. John Davis, Assistant Public Works Director, who was retiring after 29 years of outstanding service to the City, and noted that Mr. Davis had also served as Full Colonel in the National Guard.

Mayor Maddox recognized the attendance of Boy Scouts Troop 44.

Mayor Maddox also recognized State Representative Loranne Ausley and expressed appreciation for what she was doing for the City of Tallahassee.

CTC:RM:ecg:02/13/02

February 20, 2002

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

Item 1 – Deferred to a future meeting a presentation of Proposed Energy Risk Management Policy and Procedures (*brought forward by Energy Services*)

Item 2 – Discussed recommendations of the Financial Advisory Committee (FAC) concerning the **Five Year Financial Plan** and the staff's recommended **budget balancing strategy**, with some long-term strategies to be brought to the Commission at subsequent Commission meetings, including the potential establishment of a transportation authority for TalTran with supplemental funding from gas taxes, a reduction in the City's fleet, reinstating a loan program in lieu of a grants program in the Historical Preservation Program, and

reviewing the Finance Policy and reserve levels (*presented by the Department of Management & Administration [DMA]*)

Concurred to maintain the Commission practice of considering an ad valorem tax increase only as a last resort and for an easily defined public purpose

Concurred that it was important to start thinking again about new revenue sources and partnership opportunities, citing the fact that many smaller communities had been successful in the area of telecommunications

Item 3 – Received a staff briefing and discussed flooding and floodplain management issues (*presented by Public Works/Stormwater Management*)

Voted 4-0 (Mayor Maddox absent) to approve the following two options recommended by staff, which would require approximately three months to draft ordinance changes required for implementation of the options:

- **Require a positive drainage plan to be submitted with each new structure.**
- **Require that all preliminary plats be accompanied by the establishment of floor elevations and denote the requirement for positive drainage plans to be submitted at the time of site plan, or building permit, whichever occurs first.**

Voted 1-3 (Commissioner Lightsey, Commissioner Billings and Commissioner Meisburg opposed) (Mayor Maddox absent) denying a motion to develop and set criteria for acquiring single family houses or other properties after looking at all other ways of mitigating flooding, i.e., the structure itself has to be flooded, not a carport, and bring back a formula that could be used to bond the money needed for such acquisitions

Commissioner Lightsey **requested that staff bring back information on the 64 homes with repeat flooding in the past three storms in terms of how many of them were going to benefit from some flood relief project in the current Five Year CIP.**

City Manager Favors **confirmed the Commission's direction that it would prefer staff spending time looking at a system wide strategy of mitigation as opposed to individual property acquisitions at this point, however, the Commission wanted the staff to have a list of priorities ready for review in the event federal or other funding became available.**

Item 4 – Deferred to a future meeting an update on the Airport Security Plan (*brought forward by Aviation*)

Unagendaed – Received a staff update from the Director of Growth Management, and discussed the City and County positions on a proposed **Lake Lafayette Special Development Zone (SDZ)**, providing directions as follows:

Concurred to direct that the staff continue monitoring the County's discussions on the Lake Lafayette SDZ issue and bring it back for Commission consideration at the first regular meeting in March, with a review by the City Attorney

The City Attorney commented that he had reviewed the written report from Mr. Herman just before the meeting, and he concurred that the approach contained within the report was a sound one and he believed it was legally defensible under the Comprehensive Plan language.

Mayor Pro Tem Lightsey **requested that the staff investigate and bring back information on the County's variance procedure from the 25% allowed disturbance or development in Zone B, which set no maximum, as opposed to the County's original proposal, which had included a maximum development of 50% in Zone B.**

Commissioner Billings **requested that the staff bring back some information on what would happen with the problem of nonconforming uses.**

FEBRUARY 27, 2002

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

- Welcomed Mayor Don Slesnick, Vice Chair Maria Anderson, Vice Mayor Bill Kerdyk, City Commissioners Wayne "Chip" Withers, and Rafael "Ralph" Cabrera, City Attorney Liz Hernandez, and City Manager David Brown, from the City of Coral Gables in Dade County, Florida

- Also, welcomed Boy Scout Troop 115 and Cub Scout Troop 25

Item 1 – Presented a proclamation to **Ms. Mia Anderson**, a TalTran Bus Driver, recognizing her for her demonstration of exemplary ethics (*by Mayor Maddox*)

Ms. Debbie O'Conner, Sorority Coordinator, and Ms. Perrin Fisher, President of the Ladies of Tri Delta, also appeared before the Commission and thanked Ms. Anderson for her honesty in returning their planner with the enclosed funds.

Consent Agenda Items 1.1, 2-8, 11 and 13-20 – Voted 3-0 (Commissioner Lightsey absent) to approve the staff's recommendations presented in Consent Agenda Items 1.1, 2-8, 11 and 13-20, taking action as follows:

Item 1.1 – Approved the **appointments** of Mr. Skip Cook (Citizen at Large) and Mr. Lance E. Maxwell (Plumber) to the **Construction Industry Review Committee (CIRC)**, to terms expiring September 2004 (*recommended by Mayor Maddox*)

Item 2 – Adopted **Resolution No. 02-R-13**, authorizing a request to the Florida Department of Transportation (FDOT) to apply for **State road closures** for a specified list of special events scheduled in 2002 (*Option 1 recommended by the City Attorney*)

Item 3 – Adopted **Condemnation Resolution No. 02-R-14**, authorizing the City Attorney to institute eminent domain proceedings to acquire listed properties, necessary for the **Truett/Collins Drive Stormwater Improvement Project**, including: Wilson Parcel 477, Goodwyne Parcel 821, Schmidt Parcel 850, Lett Parcel 851, Stokes Parcel 854, Goodwyne Parcel 721 (*recommended by the City Attorney*)

Item 4 – Authorized the **purchase of Payroll/Human Resources Management System (HRMS) Application Upgrade Services** from **Consulting Solutions International**, off of State contract 974-054-01-1, not to exceed \$120,000 (*Option 1 recommended by Chief Information Systems Officer [CISO]/Information Systems Services [ISS]*)

Item 5 – Approved a **supplemental appropriation** in the amount of \$110,000 to cover **projects costs of self-supporting Parks and Recreation Department programs** for the remainder of Fiscal Year 2002, from the Miscellaneous Recreation Fees Fund (*Option 1 recommended by Parks & Recreation Department [PRD]*)

Item 6 – Approved the **acceptance of funds**, in the amount of \$30,000, **from the Leon County Board of County Commissioners** to fund non-sponsored trips under the **Transportation Disadvantaged Program**, to be administered by the Planning Department (*Option 1 recommended by Planning*)

Item 7 – Approved the **bylaws modifications for the Gaines Street Vitalization Committee** as proposed, i.e., revised membership (stakeholder list) and subcommittee structure dedicated to addressing target topics including design, mobility (parking and sidewalks) and open space/stormwater/gateways (*Option 1 recommended by Planning*)

Item 8 – Approved the **advance funding (with reimbursement)**, in the amount of \$200,000, **for the development of corridor management regulations**, subject to approval of reimbursement of principal and lost interest by the Blueprint 2000 Intergovernmental Agency (*Option 1 recommended by Transportation Planning*)

Item 9 – Deleted from the Agenda a request for approval of the **Southwood Unit 8 Subdivision Plat** (an item brought forward by Public Works/Engineering)

Item 10 – Deleted from the Agenda a request for approval of the **Southwood Unit 9 Subdivision Plat** (an item brought forward by Public Works/Engineering)

Item 11 – Joined in the dedication of utility easements and approved the **Meridian Midtown Subdivision Plat**, bounded on the north and south by Meridian Heights Subdivision and on the east by Gadsden Street and the west by Thomasville Road, consisting of 1.20 acres subdivided into two (2) lots, planned for commercial development by Capital Properties of Tallahassee, with Sam B. Rogers, Sr. as its representative (*recommended by Public Works/Engineering*)

Item 12 – Pulled for discussion a request to approve the ranking of the Selection Committee for **architectural (and incidental engineering) design services** for the addition of five (5) fire apparatus bays to Appleyard Drive/Pensacola Street Fire Station No. 4 (an item brought forward by Public Works/Engineering)

Item 13 – Approved **TalTran as the Community Transportation Coordinator for the Transportation Disadvantaged Program**, at a projected cost for the fourth quarter of FY 2002 of \$63,169 for start-up costs and the addition of five (5) new employees, and revenues of \$66,844 (and an annualized projected cost of \$242,611 and revenues of \$267,374 for FY 2003), and authorized the City Manager to finalize an agreement with Leon County (*Option 1 recommended by TalTran*)

Item 14 – Adopted **Resolution No. 02-R-06**, adopting the report of the City's consultant, Rice, Williams Associates, and, as the local cablevision franchising authority, approving **Comcast's proposed rate schedule** (*Option 1 recommended by Utility Business & Customer Services [UBCS]/Cable Regulations*)

Item 15 – Authorized the City Manager to execute a consulting services agreement with **Exacta** to provide a **business impact assessment related to implementation of the PeopleSoft Customer Information System (CIS) product**, at a cost of \$117,500 from the CIS project budget (*Option 1 recommended by UBCS*)

Item 16 – Approved the **reprogramming of \$635,665 currently budgeted to support the technology integration projects to fund completion of the PeopleSoft CIS implementation** (*Option 1 recommended by UBCS*)

Item 17 – Adopted **Resolution No. 02-R-09**, allowing the City to be reimbursed, from the proceeds of a future bond sale planned for the tax-exempt financing of certain **Gas System projects**, for project costs expected to be incurred prior to the bond sale (*Option 1 recommended by the Treasurer Clerk/Asset-Liability Management*)

Item 18 – Adopted **Resolution No. 02-R-10**, allowing the City to be reimbursed, from the proceeds of a future bond sale planned for the tax-exempt financing of certain **General Government projects**, for project costs expected to be incurred prior to the bond sale (*Option 1 recommended by the Treasurer Clerk/Asset-Liability Management*)

Item 19 – Adopted **Resolution No. 02-R-11**, allowing the City to be reimbursed, from the proceeds of a future bond sale planned for the tax-exempt financing of certain **Electric System projects**, for project costs expected to be incurred prior to the bond sale (*Option 1 recommended by the Treasurer Clerk/Asset-Liability Management*)

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

- November 28, 2001 Special
- December 5, 2001 Regular

Item 12 (pulled for discussion) – Voted 4-0 (Commissioner Lightsey absent) to approve the **recommended ranking** submitted by the Selection Committee **for architectural (and incidental engineering) design services for the addition of five (5) fire apparatus bays to Appleyard Drive/Pensacola Street Fire Station No. 4**, as follows, and authorized staff to attempt to negotiate a contract with the top-ranked firm, and if unable to negotiate a fair and equitable contract with the that firm, authorized staff to negotiate with the second-ranked firm and subsequently with the third-ranked firm, until acceptable contract terms can be reached (*Option 1 recommended by Public Works/Engineering*):

1. **Rolando J. Gutierrez, Architects**
2. Johnson/Peterson Architects, Inc.
3. JRA Architects, Inc.

Item 21 – By consensus, **introduced Ordinance No. 02-O-18**, which would provide for the **voluntary annexation of Welaunee Phase III**, an area consisting of approximately 542 undeveloped acres located within the Urban Services Area (USA) located between the Centerville and Miccosukee Roads, northeast of Capital Circle, and **introduced Ordinance No. 02-O-19**, which would provide for the **contraction or de-annexation of a small portion of Interstate 10 west of Miccosukee Road**, thereby avoiding the creation of an enclave along Centerville Road, and set the ordinances for public hearing on March 27, 2002 (*Option 1 recommended by DMA/Budget & Policy*)

Item 22 – Received a presentation and discussed the **preliminary results of the Electric Integrated Resources Plan (IRP) Study** being jointly conducted by staff and **Black & Veatch Consultants**, as well as strategic considerations that might influence further plan development, including recognition of the need to include funds in the Utility Services' 2003 Capital Budget to accommodate the expansion and/or improvement of the electric system power supply resources to meet future needs (*presented by Electric Operations*)

Item 23 – Received a staff update on **Airport security issues** and congratulated the involved personnel for doing a good job (*presented by Aviation*)

Item 24 – Voted 4-0 (Commissioner Lightsey absent) to approve the proposed **Energy Risk Management Policy and Procedures** (prepared by Risk Management Incorporated – RMI) to become effective as of March 1, 2002 (*Option 1 recommended by Energy Services*); commended the staff for an outstanding job

Items 25 & 26 – Voted 4-0 (Commissioner Lightsey absent) to **delay the vote until March 27, 2002 on Voluntary Annexation Ordinance No. 02-O-02**, which would annex into the City approximately 77 acres, including 25 parcels of which only five parcels were developed, located immediately west of the **Woodville Highway along Crossway and Ross Roads**, and **on Voluntary Annexation Ordinance No. 02-O-03**, which would annex into the City approximately 97 acres, containing 19 parcels, located in the southern quadrant of Tallahassee and Leon County between the **Woodville Highway and Crawfordville Road** (*Options 1 recommended by Budget & Policy*). Both ordinances were introduced on January 9, 2002 and public hearings on both ordinances were held on January 23rd, at which time the City Commission delayed taking action pending a review by the Leon County Board of Commissioners (County Commission). Since then, the County Commission reviewed both ordinances and voted not to object, basing its decision on the City Commission's intent to annex the entire Southern Triangle Area. **The City Commission's vote to delay action on these ordinances until March 27, 2002 was to allow the City Attorney and staff to review the proposed annexations and report back to the Commission with a complete annexation strategy for the Southern Triangle Area.**

Item 26.1 – Received a staff report on a **proposed Gas Utility Expansion into Wakulla County** to serve two developments, The Farm and The Songbird, being developed by developers Ben Boynton, Millard Noblin, Doug Turner and John Sewell, which would include 345 homes, with a funding requirement of \$160,000 for a gas distribution system for a net revenue return of \$250,000 over ten years -- and potentially with an additional 300 to 600 future customers in the area; pipeline facilities would be constructed to the area at the time the loads and opportunity for construction justified the investment while **interim service to the distribution systems would be provided by propane from central underground tank locations**, with the City purchasing wholesale propane and contracting with a local LP provider to deliver propane at designated tank locations (*presented by Gas Utility/Gas Utility Engineering*)

The Commission ascertained that staff was looking into laying the gas distribution lines in the road right-of-way in conjunction with the widening of Crawfordville Road by the Florida Department of Transportation (FDOT).

Item 27 – Heard from **Mr. Walter Ericks**, 1733 Capital Circle N.E., in Briarchase Subdivision, relative to his request for a waiver to allow the development on adjacent property to construct its stormwater management facility where it would face his back yard rather than the current permit to face his front yard, which was at a lower elevation, and his distress at getting no assistance from the City in this regard (submitted a map and photos)

Item 28 – Heard from **Mr. Patrick Hadley**, 356 Diffenbaugh Bldg., Florida State University, representing Tallahassee Community TeleVision (TCTV) and a group of supporters also in attendance, relative to the Comcast cable franchise renewal and formally requesting that the City, as local franchising authority, require Comcast to retain a dedicated public access channel and also requesting the City's assistance in developing a contract for TCTV to serve as management and operator of the public access channel

The City Manager indicated that City staff would meet with this group to see if the City could be of assistance.

Item 29 – Held a public hearing on **Capital Circle Southeast/Drayton Drive Voluntary Annexation Ordinance No. 02-O-13**, introduced on February 13, 2002, which would annex into the City approximately 37 acres located on Capital Circle Southeast across from the Southwood development in the southeastern quadrant of Tallahassee/Leon County, and voted 4-0 (Commissioner Lightsey absent) to close the public hearing and continue the vote on this ordinance to March 13, 2002 (*Option 1 recommended by Budget & Policy*). Because the County Commission had not reviewed the proposed annexation, the staff had recommended delaying the vote on this ordinance to March 13th with the expectation that the County Commission would not object to this annexation.

Mr. Luis N. Serna, of Varnum & Associates, Inc., 3559 Timberlane School Road, indicated his availability to answer questions on behalf of the Page Family Partnership

Item 30 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to **adopt Ordinance No. 02-O-14**, introduced on February 13, 2002, **amending the City Code by moving the provisions related to disturbance of public works** (previously deleted from Chapter 7) to Chapter 15 (*Option 1 recommended by the City Attorney's Office*)

Item 31 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to **adopt Ordinance No. 02-O-15**, introduced on February 13, 2002, **amending the City Code by moving and revising the provisions clarifying responsibility for City Water and Sewer Work** (previously deleted from Chapter 7) to Chapter 15 (*Option 1 recommended by the City Attorney's Office*)

Item 32 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to accept the **2001 Natural Gas Rate Study recommendations** to: (1) leave existing base rates unchanged, (2) modify the Purchase gas adjustment (PGA), (3) create a long-term firm service agreement, and (4) **adopt Ordinance No. 02-O-16AA**, introduced on February 13, 2002, providing for **Natural Gas Long-Term Firm Service Agreements** (*Option 1 recommended by Utility Business & Customer Services/Utility Accounting*)

Commissioner Billings clarified for the record that this approved option included a recommendation to leave existing gas rates unchanged.

Item 33 – Held a public hearing on **C. Fred Pierson Rezoning Ordinance No. 02-Z-20**, introduced on February 13, 2002, which would rezone 5.79 acres +/- located at the intersection of Tram Road and South Monroe Street from C-2 General Commercial District to MR-1 Medium Density Residential (RZ-309) (applicant: Ralph Stoetzel), recommended for approval by the Planning Commission on a 4-2 vote; voted 4-0 (Commissioner Lightsey absent) to **close the public hearing and set the ordinance for a vote on March 13, 2002** (*presented by Planning*)

Mr. Ralph Stoetzel, 1447 Stone Road, indicated his availability to answer questions on behalf of the applicant.

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

- Mr. Jerri Birdwell, 2762 Blair Stone Center, representing Northland Mfg., Inc. (opponent)
- Mr. Mike Wallace, 2039 N. Meridian Road #149, representing the Coalition of Business Associations (opponent)
- Mr. Doug Gove, 4235 Woodville Highway, representing Southside Business Association (opponent)
- Mr. Barry Poole, Poole Engineering & Surveying, Inc., 2145 Delta Boulevard, representing the applicant (proponent)
- Mr. Lee Harvey, 2110-C S. Adams Street, representing Southside Business Association (opponent) (submitted a petition signed by 52 business and/or property owners on the south side of Tallahassee indicating they were strongly opposed to the rezoning of commercial property on South Monroe Street to multi residential use) (also, submitted letters of opposition from himself as President of the Southside Business Association; Mr. Billy Weldon, owner of The Shoe Box; Mr. Ed Early Jr., owner of Henry's Meats; and Ms. Suzanne Diambra, owner of Suzanne Diambra Landscaping, Inc.)

Item 34 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to **adopt City Commission Rezoning Ordinance No. 02-Z-21**, introduced on February 13, 2002, rezoning 0.80 acres located at the northeast corner of Miccosukee Road and Kuhlacre Drive from Residential Preservation 2 to OR-1 Office-Residential (RZ-304), as requested by the applicant, Judy Eldridge (implementing a Cycle 2001-2 Comp Plan map amendment) (*Option 1 recommended by Planning*)

Mr. Russ McGregor, 3102 Ortega Drive, indicated his availability to answer questions on behalf of the applicant.

Item 35 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to adopt **City Commission Rezoning Ordinance No. 02-Z-24**, introduced on February 13, 2002, rezoning 0.60 acres located at the intersection of Bragg Drive and S. Adams Street from M-1 Light Industrial to OS Open Space (RZ-310), as requested by the applicant, the City of Tallahassee (implementing a Cycle 2001-2 Comp Plan map amendment) (*Option 1 recommended by Planning*)

Item 36 – Held **the first of two public hearings on City Commission Rezoning Ordinance No. 02-Z-25**, introduced on February 13, 2002, which would rezone 26 acres lying southeast of Bragg Drive and Wahnish Way from OR-3 Office Residential to OS Open Space (RZ-311), as requested by the applicant, the City of Tallahassee (implementing a Cycle 2001-2 Comp Plan map amendment), and voted 4-0 (Commissioner Lightsey absent) to **announce the adoption hearing scheduled for March 27, 2002** (*Option 1 recommended by Planning*)

Item 37 – Held a public hearing and voted 4-0 (Commissioner Lightsey absent) to determine the **Notice of Proposed Change (NOPC) #6 to the Villages of Maclay Development of Regional Impact (DRI)** was not a "substantial deviation" and approve the Amended Development Order as presented (Attachment #1 to the Agenda Item) (*Option 1 recommended by Growth Management*)

The following persons indicated their availability to answer questions on behalf of Villages of Maclay:

- Mr. Barry Poole, Poole Engineering & Surveying, Inc., 2145 Delta Boulevard (proponent)
- Mr. Michael Bist, 1300 Thomaswood Drive (proponent)

Unagendaed Business:

Mr. George Kassees and Ms. Gerie Kassees, 1650 S. Meridian Street, appeared before the Commission and discussed their problem with loud boom box noise on Meridian and Gadsden Street.

The Commission agreed with a suggestion by the City Manager that staff report back in the next two to three weeks concerning the Kassees' problem.

The Commission wished Assistant City Manager Tom Coe a Happy Birthday.

CTC:RM:ecg:03/05/02

MARCH 13, 2002

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

The Commission welcomed visitors from Russia.

Mr. Iouri Mossytchenko, Deputy Chief, Samara Regional Administration, appeared before the Commission with an interpreter and extended greetings on behalf of his group. He explained that his group was studying expedience in fighting corruptions and he thanked the City for its hospitality.

Item 1 – Received a report from the **Domestic Violence Coordinating Group** updating the Commission on the status of domestic violence in Tallahassee and Leon County during the period 1997 through 2000

Ms. Joanne Snair, of the Domestic Violence Coordinating Group, appeared before the Commission and presented the report.

Ms. Maureen O'Neil, Chair of the Domestic Violence Coordinating Group and representative of The Refuge House, also appeared before the Commission relative to this item.

The Commission discussed 1) the need for improved communication with the Court Administrator's Office and the need to increase participation in the New Hope Batterers Intervention Program; 2) the importance of keeping statistics on the different cases such as cases where there unemployment, education level, or drug use were factors, as well as some data on demographics of those assigned to alternative programs; and 3) suggested looking at other locales that were attempting different solutions, such as hiring volunteer bodyguards or taking some psychological approaches.

Item 2 – Received a report on the **Second Annual Tallahassee Police Department Poker Run for Special Olympics**

Officer Ken Sumpter, accompanied by Officer David Folsom, of the Tallahassee Police Department (TPD), appeared before the Commission and thanked the Commission for its support of TPD and its officers. Mayor Maddox and Mayor Pro Tem Lightsey were each presented with a t-shirt and a ball cap commemorating that event, and Mayor Maddox was also presented with a toy tool kit and air pump "to help keep his Harley motorcycle

running, and a toy pony in the event he could not," so that he could participate again the following year.

Item 2.1 – Presented a proclamation recognizing the 90th Anniversary of Girl Scouts of the USA and proclaiming the week of March 10-16, 2002 to be **Girl Scouts Week** in the City of Tallahassee

The following representatives of the Girl Scout Council of Apalachee Bend appeared before the Commission and accepted the proclamation:

- Members of Junior Girl Scout Troop #146 and Brownie Troop
- Ms. Judy Hodges, Leader of Girl Scout Troop #146
- Ms. Rachel Smith, Girl Scouts Communications Director
- Dr. Freddie Grooms, representing the Girl Scout Council Board of Directors

Item 3 – Received a brief report on activities of the **Airport Advisory Committee**, including going from four to ten meetings per year, and the Committee's proposed changes to Committee By-Laws; voted 5-0 to approve the staff's recommendation, taking action as follows (*recommended by Aviation*):

1. To not approve the proposed name change, which would have eliminated the word advisory from the Committee's title (indicated the Committee had the discretion to call itself the Tallahassee Regional Airport Advisory Committee)
2. Approve the two membership eligibility changes consistent with the Committee recommendation: 1) allowing for general aviation and neighborhood representation, and 2) correcting the names for the Greater Tallahassee Chamber of Commerce, and the Tallahassee Area Convention and Visitors Bureau
3. To not approve the excused absence change as it relates to position vacancies, thereby retaining the current 33% limitation of absences for any reason

Mr. Barney Bishop, Chairman of the Airport Advisory Committee, appeared before the Commission and presented the report and the Committee's request.

The Commission expressed appreciation for Mr. Bishop's work on this Committee.

Consent Agenda – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-9 and 11-18, taking action as follows:

Item 4 – Approved the **reappointments of Douglas Hattaway, Brenda Robinson and Charles A. Wright to the Environmental Code Enforcement Board** to terms expiring November 2004 (*recommended by the Mayor*)

Item 5 – Approved the **appointment of Thomas A. Barineau (Gas Contractor) to the Construction Industry Review Committee (CIRC)** (*recommended by the Mayor*)

Item 6 – Approved a task order with **Fred Wilson and Associates, Inc.**, under continuing engineering services consultant Contract No. 00C0138, for the **design and construction management of Electric Substation BP-17**, in the amount of \$500,966 (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 7 – Approved the **abatement and recoating of Hopkins Unit 1 chimney by Southeastern Industrial Painting**, low bidder meeting specifications, in the amount of \$96,000 (*Option 1 recommended by Electric Operations/Production*)

Item 8 – Approved the City’s participation in the U. S. Department of Transportation’s Statewide Unified Certification Program (UCP) with respect to **participation in the U.S. DOT Disadvantaged Business Enterprise (DBE) Programs** (*Option 1 recommended by Economic Development/Minority Business Enterprise [MBE] DBE Administration*)

Item 9 – **Adopted Capital Circle Southeast/Drayton Drive Voluntary Annexation Ordinance No. 02-O-13**, introduced on February 13, 2002 and public hearing held on February 27, 2002, annexing approximately 37 acres located on Capital Circle Southeast and Drayton Drive, across from the Southwood development (*Option 1 recommended by the Department of Management & Administration [DMA]/Office of Budget & Policy*)

Item 10 - **Pulled from Consent for discussion and a separate vote**, a recommendation to approve a transfer of funds to advance fund the Development of Corridor Management Regulations and other Blueprint 2000 studies or projects (*brought forward by DMA/Budget & Policy*)

Item 11 – Authorized the expenditure of \$75,000 to support the **Juvenile Assessment and Receiving Center (JARC) Booking Unit** – with \$50,000 from the Local Law Enforcement Block Grant (LLEBG) and \$25,000 from the FY 2002 General Fund, Special Appropriations -- and authorized the Police Department to enter into a **contract with DISC Village as the sole source provider for booking services** (*Option 1 recommended by Tallahassee Police Department [TPD]*)

Item 12 – Ratified the **By-Laws of the South Monroe Area Steering Committee** as adopted by the Committee on February 4, 2002 (*Option 1 recommended by Planning*)

Item 13 – Approved an Application for **Development Certification** and a Petition for **Variance from parking setback regulations for the District Court of Appeals parking lot along Jefferson Street** (*Option 1 recommended by Planning*)

Item 14 – Approved **Change Order No. 4**, in the amount of \$29,721.83, to the contract with **Blankenship Contracting, Inc.**, to address tree removal, tree mitigation and the reconstruction of a pipe endwall for the **Meginnis Tributary I Stormwater Improvement Project**, originally contracted for \$1,996,123.39 and with three prior change orders totaling \$47,644.84 (*recommended by Public Works/Engineering*)

Item 15 – Approved the submittal of two (2) **grant applications** to the Florida Department of Community Affairs (FDCA) Division of Emergency Management **for 75% funding under the Federal Emergency Management Agency (FEMA), Flood Mitigation Assistance Program (FMAP) to acquire properties and demolish structures at 821 and 823 Abbiegail Drive**, at an estimated total cost of \$304,650 (of which the City’s matching 25% cost was estimated at \$77,000) -- repetitive flood insurance claims on these properties were filed by the owners and the properties were located in an area where acquisition would integrate with an ongoing flood mitigation capital project (*Option 1 recommended by Public Works/Stormwater Management*):

Item 16 – Approved a **consultant contract with URS Corporation, to continue development of the City’s Stormwater Pollution Reduction Program (SPRP)** for SPRP Selection of Alternatives and Final Report, in the amount of \$298,246 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 17 – Approved **Change Order No. 1**, in the amount of \$138,141, to the existing contract with **Bass Construction Co., Inc., for the renovation of Fire Station No. 4 truck bay to living facilities** – the original contract was to renovate the existing Fire Station No. 4 at the corner of Appleyard Drive and Pensacola Street for \$427,002, however, plans were revised to include this renovation in anticipation of the future construction of a larger adjacent truck bay addition (*Option 1 recommended by Public Works/Engineering*)

Item 18 – **Approved the minutes** of the following City Commission meetings:

- November 28, 2001 Regular
- December 12, 2001 Regular
- January 9, 2002 Regular
- January 23, 2002 Regular
- February 20, 2002 Regular Target Issues Workshop

Item 10 (pulled from Consent) – Voted 5-0 to approve a transfer of \$500,000 from the Deficiencies Fund into the new Sales Tax Fund for the purpose of **advance funding the Development of Corridor Management Regulations** (in the amount of \$200,000) **as well as other Blueprint 2000 studies or projects** that are brought to the City Commission and the Blueprint 2000 Intergovernmental Agency for advanced funding -- to be loaned with the principal and interest reimbursed to the Deficiencies Fund beginning in FY 2005 (*Option 1 recommended by DMA/Budget & Policy*)

Commissioner Billings determined from staff that the \$300,000 not allocated under this transfer would not be used to address any of the flooding problems that had surfaced in the past few weeks.

Item 19 – Voted 5-0 to approve a request to **provide assistance to The Challenger Learning Center for its pre-opening and grand opening activities**, by becoming an official sponsor and directing staff to bring back recommendations on how to accomplish this (*presented by Mayor Maddox*)

Item 20 – Voted 4-1 (Commissioner Lightsey opposed) to approve **construction of the flood storage area on the southeast parcel at Mahan Drive and the Northeast Drainage Ditch** as the most cost effective option, available because of a partnering opportunity that will result in a savings for the City, for a total estimated cost of \$420,000 – to include mitigating the environmental impact of the proposed tree removal by the City's purchase additional undisturbed floodplains and/or other preservation areas in an amount up to \$200,000 for a net environmental benefit – for a project that would eliminate increases in the 2, 5 and 10 year flood elevations upstream and downstream of Mahan Drive, provide additional stormwater storage and treatment, and eliminate the need to purchase right-of-way (*Option 3 [D] recommended by Public Works Administration/Stormwater Management*)

The Commission discussed the pressing issue of **community flooding**, with any public input on the issue to be taken at the end of the meeting as unagendaed speakers, and staff provided a short report on the March 2-3, 2002 rainfall and the overall status of flooding in the community, which had suffered more unusually large storms in the past two years.

Voted 5-0 to direct the **staff to bring back recommendations on a fair process with criteria for solutions to the stormwater problems, acquisition, engineering solutions and possible funding sources to be considered as part of the Capital Budget process.**

Directed staff to investigate compliance with the City's Floodplain Management Ordinance that regulated development in inhabited areas, and where the responsibility lay for properties that flooded.

The Commission also discussed the flooding of a house that had been the subject of a newspaper article that morning, with an update provided by staff on what had been done. The staff clarified that a recommendation had been made to the subject property owner and her neighbor, who had agreed to construct a berm in the back of the property and bring the two properties to a swale where their boundaries joined so that the runoff could run out into the street, but this had not been done.

Item 21 – By consensus, **introduced Ordinance No. 02-O-27**, which would **permit placement of an Historic Preservation Overlay on properties within the Capitol Center Planning District**, and set March 20 and April 24, 2002 as public hearing dates (*Option 1 recommended by Planning*)

Item 22 – By consensus, **introduced Ordinance No. 02-Z-28**, which would rezone 3.89 acres located on the south side of Pecan Road approximately 1,150 feet from Mission Road from R-3 Single- and Two-Family

Residential District to MR-1 Medium Density Residential District (RZ-314) (applicant: Tom Veith), and set April 24, 2002 as public hearing date (*Option 1 recommended by Planning*)

Item 23 – By consensus, **introduced Ordinance No. 02-Z-30**, which would rezone 5.1 acres +/- located at the northwest corner of Village Square Boulevard and Maclay Boulevard approximately ¼ mile west of Thomasville Road from PUD-15 Villages of Maclay Planned Unit Development zoning district) to DRI (**Villages of Maclay Development of Regional Impact zoning district**) (RZ-314) (applicant: Villages of Maclay), and set April 24, 2002 as public hearing date (*Option 1 recommended by Planning*)

Item 24 – By consensus, **introduced Ordinance No. 02-Z-31**, which would rezone 19.86 acres fronting on the west side of **Old Bainbridge Road north of Fred George Road** from RP (a County Residential Preservation district) to RP-1 (a City Residential Preservation district) (RZ-312) (applicants: N. E. and F. C. LaSeur), and set April 10 and April 24, 2002 as public hearing dates (*Option 1 recommended by Planning*)

Item 25 – By consensus, **introduced Ordinance No. 02-O-32**, which would **amend the City Code on vested rights to include a sunset provision**, terminating vested rights by March 1, 2005, reducing the number of constrained roadway segments thus permitting additional development along the constrained roadways, and set the ordinance for public hearing on April 24, 2002 (*Option 1 recommended by the City Attorney*)

Item 26 – By consensus, **introduced Ordinance No. 02-O-35, which would adopt the Cycle 2002-1 Comprehensive Plan amendments**, and set public hearing on the ordinance at a joint meeting of City and County Commissions on April 9, 2002, at 6:00 p.m., in the County Commission Chamber, Leon County Courthouse (*Option 1 recommended by the City Attorney*)

Item 26.1 – By consensus, **introduced Annexation Ordinances Nos. 02-O-36, -37 and -38, which would annex by referendum a triangle shaped area located south of the City limits and bordered by the Crawfordville Highway, Woodville Highway and Capital Circle**, and set **April 10 and 24, 2002** for the **first and second public hearings** (*Option 1 recommended by DMA/Budget & Policy*)

In this item, Ordinance No. 02-O-36 would provide for the annexation of Southern Triangle Area A, Ordinance No. 02-O-37 for Southern Triangle Area B, and Ordinance No. 02-O-38 for Southern Triangle Area C. (If the referendums for Areas A and B are approved, the contraction of the municipal boundaries along Tram Road would be required in order to avoid creating an enclave to the northeast of this area, and the ordinance for that action, Ordinance No. 02-O-40, was being introduced separately. **Southern Triangle Areas A and B were proposed for a Dual Majority Referendum, requiring that a majority (50% + 1) of the parcels and acreage in the area have submitted annexation petitions. Southern Triangle Area C was proposed for a mail ballot referendum, requiring that to be effective a minimum of 50% + 1 of the returned ballots are in favor of the annexation.**

Item 26.2 – By consensus, **introduced Ordinance No. 02-O-39**, which would **annex by mail ballot** referendum the Buckwood Subdivision and properties on Mahan Drive, and set **two public hearing dates: April 10 and 24, 2002.** (*Option 1 recommended by DMA/Budget & Policy*)

Item 26.3 – By consensus, **introduced Contraction Ordinance No. 02-O-40**, which would contract the City's municipal boundaries to de-annex a portion of the City on Tram Road in order to prevent the creation of an enclave if the referendum for the Southern Triangle **Areas A and B** is successful, and set **two public hearing dates: April 10 and 24, 2002.** (*Option 1 recommended by DMA/Budget & Policy*)

Item 26.4 – Voted 0-3 (Mayor Maddox and Commissioner Bailey absent) on the adoption of **Ordinances Nos. 02-O-02 and 02-O-03, defeating the ordinances** which would have annexed the Woodville Highway/Crossway & Ross Roads area and the Woodville Highway & Crawfordville Road area, and electing to proceed with the revised annexation plan for the Southern Triangle Area (*Option 1 recommended by DMA/Budget & Policy*)

Item 27 – Accepted a report on the **FY 2002 Resident Opinion Survey**, prepared by Kerr & Downs Research (*presented by DMA/Budget & Policy*)

Mr. Phillip Downs of Kerr & Downs Research appeared before the Commission and gave a power point presentation on the survey results, indicating it was the most favorable survey prepared for the City since the annual surveys were begun in 1976.

The Commission credited these results to the caliber of City employees.

Item 28 – Voted 4-0 (Mayor Maddox absent) to allow the City Manager to approve the response agreement with the Florida Department of Community Affairs (FDCA) and receive the **Weapons of Mass Destruction (WMD) equipment package**, valued at \$387,104, approved by the Department of Justice and administered by the FDCA Division of Emergency Management, for use in the creation of a regional WMD response team (**Haz-Mat District Response Team [DRT]**) to be based at the Tallahassee Fire Department (TFD) (*Option 1 recommended by TFD*)

Item 29 – Voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to authorize the resubmission of a **FY02 Byrne Memorial Grant** application by Leon County, for funding in the amount of \$181,885 (previously designated for establishing a community court, which was unsuccessful in obtaining necessary additional funding from the U. S. Department of Health and Human Services), in support of a **proposal to enhance probationer access to treatment services and the acquisition of offender tracking services to increase criminal accountability**, and approve the use of \$30,203 from the **State Asset Forfeiture Fund** as the source for the required match, and authorize payment of matching funds to Leon County as the administering agency (*Option 1 recommended by the Tallahassee Police Department [TPD]*)

The Commission briefly discussed with staff the failure to accomplish a **community court dealing with drug treatment issues**.

Commissioner Lightsey requested that staff **investigate the availability of any grants that might provide funds to help with the domestic violence group's need to track offenders** all the way through the judicial system to post conviction in order to determine the effectiveness of programs, and also to provide complete offender data.

Item 30 – Voted 4-0 (Mayor Maddox absent) to accept the **Traffic Calming Program** status report and authorize a **new additional time-limited (three-year term) Project Manager position in the Public Works Department**, to manage and oversee the multiple consulting design and construction contracts for the accelerated design and development of backlogged neighborhood traffic calming projects, and approve a supplemental appropriation to the operating budget in the amount of \$7,855 for FY02 (*Option 1 recommended by Public Works/Traffic Engineering*)

The Commission requested that staff investigate the potential of using CDBG funds for these projects if there were any public health implications, and to give priority to designation revitalization areas.

Item 31 – Deleted from the agenda a discussion of Transfer Station Site and Transfer, Hauling and Disposal Services – to be rescheduled on the Commission Agenda of April 10, 2002 (*brought forward by Solid Waste Services*)

Item 32 – Voted 4-0 (Mayor Maddox absent) to provide the recommended finding of facts and stipulate Alternative 1, summarized below, as the City's current proposal to achieve compliance with the Conservation Element of the Comprehensive Plan, Policy 2.2.10(c), which required that a **Lake Lafayette Special Development Zone (LLSDZ)** be adopted to minimize further degradation of Lake Lafayette (A Comp Plan Amendment was already being processed to extend the 2001 deadline to 2004.) (*Option 1 recommended by Growth Management*):

Alternative 1

Provides for increased stormwater treatment standards by expanding the existing Watershed Conservation Measures Citywide and extending the Comprehensive Plan Lake Lafayette Special Development Zone (LLSDZ) deadline until 2004, matching those currently required in watershed conservation areas. This generally results in adopting a

Citywide treatment requirement of 1-1/8 inch, consistent with the requirements for all other SDZ's within the City and County.

Additionally, amend Section 3.4 to provide for a LLSZ adjacent to Lake Lafayette Zone, including the 100-year floodplain or a 50-foot buffer from the normal high water line landward, whichever is greater. Exceptions would be provided for previously platted residential lots, but in general there would be no disturbance within Zone A. Zone B, extending from the upland boundary of Zone A for a distance of 200 feet, would keep unaltered a minimum of 75% of the area. If additional lands were to be required for development, then a variance (free to single-family units only) might be applied for and secured on a case-by-case basis. The amendment of Section 3.4 would also outline prohibited land uses. (This intent of this paragraph was the creation of a regulation to mirror Leon County's proposed LLSZ regulations around the water body only.)

The Commission also received a staff report on the County Commission's action on this issue, which was to reduce the buffer to 200 feet around Lake Lafayette and its tributaries, to allow a variance if the buffer was onerous to a development, and waive the variance fee for single family residences.

The Commission requested that the staff bring back some analysis on the issue of waiving the variance fee for single-family residences.

Item 32.1 –Voted 4-0 (Commissioner Bailey absent) to **adjust the compensation packages of both the City Manager and the City Attorney** as of January 1, 2002, to provide an annual deferred compensation payment at the maximum amount currently allowed under the Internal Revenue Code, and thereafter adjusted as indexed in the Code (*recommended by Human Resources*)

Item 32.2 – Voted 4-0 (Mayor Maddox absent) to approve a **Temporary Coordinator position, in the amount of \$17,000 for a 120-day period, for the Apalachee Ridge Estates Neighborhood Learning Center** to oversee its construction and the programming of the Center, with the intent that after this period of time the Neighborhood Partnership would be in charge of the Center

The Commission also briefly discussed the plans for development of a **model learning center in the All Saints community**, which would serve the needs of that community and both universities, and could be replicated around the world, with some potential opportunity for some revenue.

Item 33 – Heard from **Mr. Kevin Condatore**, 740 Gwen Street, as scheduled, who asked the Commission for some help with the **flooding** of his home

Item 34 – Heard from **Mr. Carlos J. Torregrosa**, as scheduled, who discussed his concern with **plans to locate the new homeless shelter (the new Comprehensive Human Services Center) in the West Pensacola Street area**, indicating it would force his business in that area to bear the cost of added security, and that the proposed location for this facility was incompatible with the pre-school and elementary school that were located in that area

Mr. Torregrosa also presented a petition signed by residents and business owners in the area who shared his concern.

Item 35 – Held the a public hearing and voted 5-0 to **adopt Ordinance No. 02-Z-20AA**, introduced on February 13, 2002, rezoning the back 4.87 acres located at the intersection of **Tram Road and South Monroe Street** from C-2 General Commercial District to MR-1 Medium Density Residential (RZ-309) leaving 0.92 acres fronting on South Monroe Street zoned C-2, as agreed to by the applicant at the request of other South Monroe Street commercial property/business owners (applicant: C. Fred Pierson) (*Option 1 as amended recommended by Planning*)

Ms. Edwina Stephens, 608 FAMCEE Avenue, representing her Southside Neighborhoods, appeared before the Commission and discussed their desire to have the South Monroe Street frontage kept open for commercial development along that corridor (proponent).

Mr. Barry Poole, 2145 Delta Boulevard, representing the applicant, and Mr. Ralph Stoetzel, 1447 Stone Road, indicated their availability to answer questions (proponents).

City Commission Sharing of Information & Ideas:

Commissioner Bailey requested that staff **investigate whether Police and Fire Employees could be allowed to buy back time**, as had been allowed for the General Employees, or if that was necessarily a collective bargaining issue for them.

Unagendaed:

Flooding

The following speakers appeared before the Commission relative to downstream stormwater runoff and homes being flooded:

- Dr. Adrienne Hollis, 2940 Springfield Drive,
- Mr. Gene Hodge, 1930 Tomberlin Road, representing Macaw Manor Southside
- Ms. Nelle J. Cuneo, 1549 Heechee Nene (submitted letter from neighbors)
- Mr. James H. Bailey, 1536 East Park Avenue, representing Carriage Estates
- Mr. Mike Nores, 3251 Bodmin Moor Drive, representing Weems Plantation Homeowners
- Ms. Linda Sierro, 4006 Chinook Street
- Mr. Gregg Patterson, 2770 Thornton Road, President of the Council of Neighborhood Associations (CONA)

Commissioner Lightsey requested that the City Manager ensure that someone on the City staff followed up on complaint calls by visually inspecting the problem.

Commissioner Billings expressed a desire to ensure that the number of City employees working on the projects to address flooding had kept pace with the increase in capital projects and programs.

Homeless Shelter West Pensacola Street Location

Mr. Dan McDaniel, 1907 Ivan Drive, appeared before the Commission and discussed concerns he had heard from numerous citizens relating to the proposed location of the new homeless shelter in the West Pensacola Street area.

The Commission clarified that the Homeless Coalition's selection of a site was not a City Commission issue. Commissioner Lightsey requested that the City Attorney provide a statement about why a Comp Plan policy was not applicable in this situation relating to the proposed site of the new Comprehensive Human Services Center in the West Pensacola Street area, as questioned by Mr. McDaniel.

Boom Box Noise

Mr. George P. Kassees, 1650 S. Meridian Street, appeared before the Commission and discussed his family's problem with the boom box noise in his neighborhood.

Ms. Gerie Kassees, 1650 S. Meridian Street presented a petition for Commission review with 61 signatures supporting her position that the boom box noise was a serious problem for them. (Ms. Kassees did not leave the petition for the record.) She also submitted a flyer that had been distributed to the residents of the neighborhood (placed on file in the Office of the City Treasurer-Clerk).

Mr. Rashard Thurston, 2750 Old St. Augustine Road #F-51, appeared before the Commission and discussed his belief that what may be considered a volume of boom box noise differed from person to person. He also suggested that Tragic Engineering could help solve the problem because during peak hours he drove through Myers Park because of the traffic being held up on Apalachee Parkway by the traffic lights.

The Commission discussed the measures that had been taken and the intent to continue attempting to find a solution to the problem of boom box and other urban noises being neighborhood nuisances.

Commissioner Lightsey discussed her perception that the policy the Commission had put in place to address the issue of neighborhood nuisance and noise was not working, noting that she had received conflicting reports.

Buckwood Annexation

Ms. Shann Lawson, 4105 Bothwell Terrace, representing the Buckwood Homes Association, Inc., appeared before the Commission in support of Ordinance No. 02-O-39, indicating they consisted of 167 housing units and 80% of the residents favored annexation, and they had City water, sewer and electric, and would want the City to maintain their roads.

CTC:RM:ecg:03/15/02

MARCH 20, 2002 Target Issues Workshop

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

- Accepted a staff update on the Customer Services Telephone Answering System and interim steps to make it more customer friendly until the full Customer Information System (CIS) is in place, which was anticipated in October 2002. The first in a series of enhancements to make it easier for citizens to conduct business with the City's various utilities was **a new voice message telephone number for services provided by the City's utilities, 891-4968**

Item 1 – Voted 3-1 (Commissioner Billings opposed; Mayor Maddox absent) to approve the **proposed community brand**, as recommended, and direct the Department of Communications to develop an implementation plan to replace the current City logo with the community brand (*Option 1 recommended by Communications*); and stressed the importance of having some clear guidelines on the use of the new community brand/logo

The Commission acknowledged the attendance of Mr. Tom Musone, the City's Account Manager, and Mr. Grant Meldrum, Senior Vice President, of The Zimmerman Agency, and also recognized members of the City Branding Committee, including Mr. Bill Behenna (Communications), Mr. Marlon Brown (City Manager's Office), Mr. David Chapman (Parks & Recreation), Mr. Rick Fausone (Planning), Ms. Laura Morgan (Public Works), Mr. Dewey Riou (Police), and Ms. Sue Dick (President, Tallahassee Area Chamber of Commerce)

Ms. Sue Dick, representing the Tallahassee Area Chamber of Commerce, and Mr. John Citron, representing the Tourist Development Council, appeared before the Commission in support of this item.

Item 2 – Voted 5-0 to approve the original staff recommendations and the four additional items added by the Board of Leon County Commissioners as outlined within the agenda item for **implementation of the Southern Strategy** as articulated in the Comprehensive Plan, with the suggestions of the Commission relating to such issues as code enforcement, the school system, incentives to bring in development and businesses that further the goals of the Southern Strategy, development of a marketing plan, providing information on costs associated with the County's suggestion of a One Stop Information and Assistance Center within the Southern Strategy Area (*Option 1 recommended by Planning as amended*)

The Commission expressed interest in the staff bringing a group together when doing the sector planning to try to begin thinking about what it would take to make the area "come alive in a new way".

The Commission also acknowledged the attendance of Ms. Nancy McGrath, with the Southside Business Association and the new Chair of the South Monroe Area Steering Committee appointed to oversee the South Monroe Area Sector Planning effort, and Ms. Betsy Henderson, a property owner on South Adams Street interested in economic development issues.

Item 3 – Deferred to a later meeting a discussion of Comprehensive Planning Priorities (*brought forward by Planning*)

CTC:RM:ecg:03/21/02

March 20, 2002

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

Item .1 – Voted 5-0 to authorize a Step 1 Feasibility Survey, necessary to support the establishment of a Community Redevelopment Area (CRA) district in the Downtown Area, with the following conditions (*Option 2 presented by Economic Development*):

1. Approval of up to \$20,000 in City funding from Contingency Funds, to be matched by \$20,000 from the Downtown Improvement Authority (DIA), for completion of a feasibility survey by the Community Redevelopment Agency, with the DIA to serve in an advisory capacity to the Agency in undertaking the survey;
2. That the DIA provide information to and coordinate with the Leon County Commission, and take the lead in conducting a public information program in the survey area;
3. Require that the feasibility survey:
 1. document that at least three of the statutory factors are met,
 2. include an analysis of the community support within the district, and
 3. include in its analysis the geographic area recommended by the DIA, the area immediately surrounding this geographic area, and all major destination spots in close proximity to this area, including Kleman Plaza and the Tallahassee-Leon County Civic Center.

The Commission clarified that the Commission must see the results of this survey before making a decision to move forward, and that this CRA would operate similar to the current CRA in Frenchtown, with the City Commission acting as the Board and the DIA acting in an advisory capacity; and asked that the Commission be informed of any action by the County Commission or Legislature that would affect this decision.

Additionally, the Commission commended the downtown tenants, property owners and merchants for working to improve the downtown area.

The Commission also acknowledged the attendance of Mr. Jack Skelding, Mr. Andy Reiss and Ms. Marjorie Larson, representing the DIA.

Consent Agenda Items .2-3 and 5-11 – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items .2-3 and 5-11, taking action as follows:

Item .2 – Approved the **appointment of Mr. James A. Cox to the Environmental Appeal Board** to a term expiring August 2003 (*recommended by the Mayor*)

Item 1 – Approved the **award of bid for the construction of the Utility Truck Parking Canopy to Tupelo Construction Company, Inc.**, low bidder meeting specifications, in the amount of \$656,436 for the Base Bid and Alternate 1 (*Option 1 recommended by Electric Utilities/Transmission & Distribution*)

Item 2 – Approved **extending the Boiler Chemical Treatment contract with BetzDearborn to March 31, 2003** for the proper testing, evaluation and treatment of the boilers in the steam-generating units at Hopkins

and Purdom Electric Generating Stations, at an estimated cost not to exceed \$40,000 annually (*Option 1 recommended by Electric Utility/Production*)

Item 3 – Authorized the City Manager to: 1) apply for a Federal Emergency Management Agency (**FEMA Fire Grant for Wellness/Fitness**), in the amount of \$172,125, requiring a City match of \$142,510 (from funds appropriated in the FY02 budget for physicals and fitness incentives and in-kind use of existing fitness equipment), 2) execute the contract if the grant is approved, and 3) expend the approved grant funds (*Option 1 recommended by the Tallahassee Fire Department*)

Item 4 – An item relating to the Fannie Mae Construction Loan Program was **pulled from Consent for discussion and a separate vote** (*brought forward by Neighborhood & Community Services [NCS]*) – (see below)

Item 5 – Approved the expenditure of \$75,000 to partner on a state lands contract (SL-890) with **Bellwether Solutions** for the use of sheep to control unwanted vegetation -- **continuing for the third year the Invasive Plant Control Project**, using sheep to control invasive weeds, with kudzu being the primary target, and expanding the number of sites to include additional parks, canopy roads, and more electric sites, and adding an additional 100-200 sheep to the flock for a total of 700 – with the cost to be divided equally between the three City departments in the project (Parks & Recreation, Electric Operations, and Planning-Urban Forestry) (*Option 1 recommended by Parks/Electric Operations/Planning*)

Item 6 – Approved the **purchase of four (4) unmarked police sedans from St. Pete Jeep Chrysler Plymouth**, in accordance with the pricing, terms and conditions of the Florida Sheriff's Association and Florida Association of Counties Contract #01-09-0905, in the amount of \$87,568 (*Option 1 recommended by Public Works/Fleet Management*)

Item 7 – Approved the **award of three-year contracts to the following highest ranked Consulting Real Estate Appraisal Services firms** as recommended by the Appraisal Review Committee, allowing the City to have four qualified firms to choose from to provide appraisal services for eminent domain proceedings and other related capital project needs (*Option 1 recommended by Public Works/Real Estate*):

1. **Boutin, Brown Realty Advisors**
2. **Carroll Appraisal Company**
3. **Cureton and Associates**
4. **Ketcham Appraisal Group**

Item 8 – Approved **Change Order No. 2**, in the amount of \$253,156.50, **to the contract with M of Tallahassee, Inc.**, to address additional sheet piling, sod, topsoil and water modifications to the **East Park Avenue Phase I project**, for a total revised contract amount of \$10,045,068 (*Option 1 recommended by Public Works/Engineering*)

Item 9 – Approved a **change order**, in the amount of \$265,778, **to the contract with Allen's Excavation, Inc.**, to rebuilt the heaved section of Taxiway "S" milling and resurfacing, and pay for overages of the grout injection related pay items, **necessary for the Tallahassee Regional Airport Sinkhole Stabilization Project** (*Option 1 recommended by Public Works/Engineering*)

Item 10 – Authorized the Treasurer-Clerk's Office to **issue a Request for Proposal (RFP) to bid the MAP and RSVP plans third party administrator services** per the procedure outlined in Exhibit A to the agenda item (*Option 1 recommended by the Treasurer-Clerk/Retirement*)

Item 11 – **Approved the minutes** of the following City Commission meeting:

January 28, 2002 Special (Joint Lake Lafayette SDZ Workshop)

Item 4 (pulled from Consent) – Voted 5-0 to 1) **authorize the City Manager to execute a Line of Credit Loan Agreement** from the Fannie Mae American Communities Fund, in the amount of \$1,000,000, **for the Fannie Mae Construction Loan Program**, by collateralizing \$250,000 and pledging that the Deficiencies Fund Reserve Account would not decline below \$750,000 as an additional guarantee for the approved

construction loans for affordable housing in the event of a default; 2) adopt Resolution No. 02-R-15, authorizing the Line of Credit Loan Agreement; and 3) authorize an agreement with the Tallahassee Lenders' Consortium (TLC) to serve as the "Disbursement Agent" for this program (*Option 1 recommended by NCS*)

The Commission directed that the staff bring back a report on what was being done to ensure that the City did not participate in any affordable housing project located in a **floodplain or flood prone** area, at least without providing notice to the Commission.

The Commission also confirmed with staff that the City would certify the contractors working in this program as part of the City's Affordable Housing Program

Item 12 – By consensus, **introduced Ordinance No. 02-O-29, which would empower the City Manager to modify the effective date of certain sections of the utility rate ordinances** for implementation of changes related to the PeopleSoft Customer Information System (CIS), and set public hearing on the ordinance for April 24, 2002 (*Option 1 recommended by Utility Business & Customer Services/Utility Accounting*)

Item 13 – Voted 5-0 to approve an amendment to the Capital Budget to establish a recurring project, in the amount of \$300,000, using the RR&I fund balance to **establish a revised airline assistance package for the Tallahassee Regional Airport** – designed to help maintain growth, improvement in airline service and placement of TLH in a strategic position to offer packages that are industry competitive (*Option 1 recommended by Aviation/Business Services*)

Item 14 – Voted 4-0 (Commissioner Meisburg absent) to approve **increasing the Aviation Department's Operating Budget by six (6) FTE (full-time equivalent) positions (one (1) Supervisor and five (5) Operations Agents)**, at an estimated cost of \$144,875 (covering the period June 2002 through September 2002) -- to provide lowest cost airport curbside parking enforcement without exacerbating the current shortage of Police Officers, reducing stress associated with constant passenger contact, and providing more comprehensive Ground Transportation Operations oversight (*Option 1 recommended by Aviation/Airport Finance Administration*)

The Commission expressed a preference for these Airport parking enforcement personnel to wear official uniforms and have good customer relation skills.

The Commission requested that staff monitor the status of obtaining reimbursement for these **post September 11th security expenses** and advise the Commission if staff received any indication that the reimbursement funds were being reduced or halted.

The Commission also determined that the issue of **City expenses resulting from the September 11th acts of terrorism against America** would be included in the FY '03 budget discussions.

Item 15 – Voted 4-0 (Commissioner Meisburg absent) to approve the **reconveyance of a 1.21-acre parcel no longer needed for the Bair Stone Road Northern Extension Project back to the adjoining property owners, the heirs of Mr. Henry Hill** (*Option 1 recommended by the City Attorney*)

Item 15.1 – Voted 4-0 (Commissioner Meisburg absent) to 1) authorize the Tallahassee Police Department (TPD) to enter into a **federal airport security contract with the U. S. Transportation Security Administration (TSA)**, to provide uniformed security services at the Tallahassee Regional Airport's single passenger checkpoint, and 2) approve resulting reimbursements of Police Officer salary and certain administrative costs, through the contractual agreement up to a maximum of \$557,000, to be deposited into the City of Tallahassee Airport Fund (*Option 1 recommended by TPD*)

The Commission briefly discussed the issue of moving people through the **Airport security checkpoints** without causing long delays, and moving forward with a second security checkpoint.

Item 15.2 – Voted 4-0 (Commissioner Meisburg absent) to approve supplemental funding and task order authority for the **Purdum Electric Generating Station site legal investigation of soil contamination**

coming from the St. Marks Refinery, authorizing: 1) supplemental funding in the amount of \$150,000 from the Electric Utility Undesignated RR&I Fund; 2) the establishment of a work order with those funds, and 3) the City Attorney to approve a **task order with Hopping Green & Sams** in excess of \$50,000 for the legal support for this issue (*Option 1 recommended by the City Attorney*)

The Commission brought up the question of how state and federal regulatory agencies had not been cognizant of this soil contamination, and how it had been left to the City of Tallahassee to push this issue along in order to protect the City's interests. The City Attorney indicated his office had requested a copy of related files and that he would provide the Commission with a report in this regard.

City Commission Information and Sharing of Ideas:

Mayor Maddox announced that **Representative Lorraine Ausley had offered a resolution on the House floor thanking local government and local community leaders for hosting the Legislature**, and for being such good hosts for the Florida Legislators while they were in Tallahassee and in session. The Mayor, Commissioners and City Manager thanked her for thinking of the City and doing this.

The Commission **discussed its prior action on the issue of community branding and the City logo** at the Commission's earlier Target Issues Workshop, and indicated that there may have been some miscommunication on the issue. The Commission requested that the staff evaluate the issue and bring back a recommendation on the proper course of action to take. City Manager Favours indicated staff would bring the recommendation back on April 10, 2002.

Item 16 – Held a public hearing and voted 4-0 (Commissioner Meisburg absent) to **adopt Ordinance No. 02-O-27**, introduced on March 13, 2002, amending the Zoning, Site Plan and Subdivision Regulations to **permit placement of a Historic Preservation Overlay on properties within the Capitol Center Planning District** (*Option 1 recommended by Planning*)

Unagendaed – Proposed site for the Center for Comprehensive Human Services in the West Pensacola Street Area:

Mr. Allen R. Moayad, 2401 W. Pensacola Street, owner of property in the West Pensacola Street area, appeared before the Commission and discussed objections to locating the new homeless shelter in the West Pensacola Street area. He urged the Commission not to contribute the \$800,000 set aside to the Homeless Coalition until a public hearing was held on the issue and not make the contribution if the site conflicted with the citizens of Tallahassee.

The Mayor briefly discussed his intent to make sure there was public input on the location of the homeless facility before he voted on making the allocation to the Homeless Coalition for the construction of a facility for the new Center for Comprehensive Human Services, and he stressed that this would not be a replication of the current homeless shelter.

Commissioner Lightsey announced her prior request to staff to provide information from other cities with similar programs and facilities, and their crime statistics in the vicinity of such facilities, prior to bringing the issue to the Commission for a funding decision, and she briefly discussed her perception that the proposed new Center for Comprehensive Human Services would help people stay out of the criminal justice system.

CTC:RM:ecg:03/21/02

April 9, 2002

**JOINT CITY-COUNTY COMMISSION ADOPTION HEARING ON
CYCLE 2002-1 AMENDMENTS TO THE COMPREHENSIVE PLAN**

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

- Held a joint public hearing on the proposed Cycle 2002-1 Comprehensive Plan Amendments, summarized as follows:

SUMMARY CHART OF PROPOSED CYCLE 2002-1 COMPREHENSIVE PLAN AMENDMENTS				
Item #	Amendment To:	Nature of Proposed Amendment	City Commission	County Commission
2002-1-M-001 (Miracle Hills Nursing and Convalescent Center)	FUTURE LAND USE MAP (south of Alabama Street, north of Griffin Road, and west of Birmingham Street)	From: Residential Preservation To: Mixed Use A 0.80 Ac.	Approve with a footnote on the Future Land Use Map	
2002-1-M-002 (Thomas Osborne)	FUTURE LAND USE MAP (north side of Miccosukee Road and east of Doomar Drive, near Riggins Road)	From: Residential Preservation To: Mixed Use A 4.46 Ac.	Approve as Modified adding properties to the west	
2002-1-M-003 (S.J. & M.E. Carrouth)	FUTURE LAND USE MAP (east of Swatts Road, north of Woodstock Lane, and south of McKee Road)	From: Residential Preservation To: Mixed Use A 3.13 Ac.	Approve	
2002-1-M-004 (Patricia A. Wier)	FUTURE LAND USE MAP (south side of I-10, west of Martin Hurst Road and north of Live Oak Plantation Road -- Thomasville Road)	From: Residential Preservation To: Mixed Use B 1.55 Ac.	Approve with footnote on the Future Land Use Map	
2002-1-M-005 (TLCPD)	FUTURE LAND USE MAP (south side of I-10, west of Timberlane School Road and northwest of Live Oak Plantation Road)	From: Residential Preservation To: Recreation/Open Space 20.00 Ac.	Approve	
2002-1-M-006 (City Commission)	FUTURE LAND USE MAP (east of Riggins Road and north of Wintergreen Road, Meadowbrook	From: Mixed Use B To: Residential Preservation 28.73 Ac	Approve	

	Subdivision)		
2002-1-M-007 (City Commission)	FUTURE LAND USE MAP (north of East Park Avenue, south of CSX Railroad, and west of Smith Street - East Call and Hays Streets area)	From: Mixed Use C To: Residential Preservation 21.50 Ac.	Approve as Modified Per addendum to staff analysis (removes townhouse development)
2002-1-M-008 (City Commission)	FUTURE LAND USE MAP (south of West Tharpe Street in Valley Green Subdivision)	From: Mixed Use A To: Residential Preservation 29.54 Ac.	Approve
2002-1-M-009 (City Commission)	FUTURE LAND USE MAP (east of Martin Luther King Blvd., west of North. Bronough Street, north of 4 th Avenue, and south of 10 th Avenue)	From: Central Urban To: Residential Preservation 10.90 Ac.	Approve as Modified Per addendum to staff analysis (deletes some properties)
2002-1-M-010 (City Commission)	FUTURE LAND USE MAP (south of East Magnolia Drive, north of Orange Avenue, west of Jim Lee Road, and east of Country Club Drive)	From: Central Urban To: Residential Preservation 55.98 Ac.	Approve
2002-1-M-011 (Greater Blessing Church of God in Christ)	FUTURE LAND USE MAP (northwest corner of Paul Russell Road and Pontiac Drive)	From: Residential Preservation To: Mixed Use A 2.88 Ac	Withdrawn by the applicant
2002-1-M-012 (J. Kenneth and Avanel B. Graddy)	FUTURE LAND USE MAP (northwest corner of Jim Lee Road and Paul Russell Road)	From: Residential Preservation To: Mixed Use A 1.88 Ac	Withdrawn by the applicant
2002-1-M-013 (Brian C. Wight)	FUTURE LAND USE MAP (north of Capital Circle Northwest, west of Lake Bradford Road, and south of Longleaf Road)	From: Residential Preservation To: Mixed Use A 0.46 Ac	Denied
2002-1-M-014 (Board of Leon)	FUTURE LAND USE MAP	From: Rural Community To: Rural Community with	Approve

County Commissioners)	(in Woodville on Forest Wood Drive and Gray Forest Drive in the Forest Estates Subdivision, south of Bent Pine Lane and north of Oak Ridge Road East)	Residential Preservation Overlay 20.39 Ac	
2002-1-M-015 (Board of County Commissioners)	<i>FUTURE LAND USE MAP</i> (in Woodville, west of Woodville Highway and north of Elgin Road, west of Robinson Addition West)	<i>From: Rural Community</i> <i>To: Rural Community with Residential Preservation Overlay</i> 8.48 Ac	<i>Denied</i>
2002-1-M-016 (Board of County Commissioners)	FUTURE LAND USE MAP (in Woodville along both sides of the southernmost portion of Taff Road, and along adjoining portion of Natural Bridge Road near Gerrell Estates, and fronting on Taff Road)	From: Rural Community To: Rural Community with Residential Preservation Overlay 47.98 Ac	Approve
2002-1-M-017 (Board of County Commissioners)	FUTURE LAND USE MAP (in Woodville, east of Spring Sink Road, west of Syphon Drive; lots are located along both sides of Green Fountain Road and in the immediate vicinity along Natural Wells Drive and Juncture Drive)	From: Rural Community To: Rural Community with Residential Preservation Overlay 38.66 Ac	Approve
2002-1-T-018 (Board of County Commissioners)	LAND USE ELEMENT P. I-22: Rural Community Text P. I-4, I-5: Implementation of Comprehensive Plan P. I-35: Commercial Site Location Standards P. I-36: Operation of Matrix Policy I U 1 4 13:	Framework and enabling regulations for implementation of site specific zoning in the Woodville area	Approve as Modified Per staff's recommended response to FDCA's objection (revised to contain additional criteria and quantify the intensity of non-residential land use and provide a maximum residential density)

	Roadway Access Policy LU 3.1.2: Commercial Development New Objective 3.4(L) and Supporting Policies		
2002-1-T-019 (TLCPD)	TRANSPORTATION ELEMENT Year 2020 Long Range Transportation Plan	Replaces the current Long Range Transportation Plan Maps with the newly adopted Year 2020 Long Range Transportation Plan Maps, as adopted by the Tallahassee/Leon County Metropolitan Planning Organization (MPO)	Approve
2002-1-T-020	<i>No material provided</i>		<i>Withdrawn by the applicant on October 11, 2001</i>
2002-1-T-021 (Board of County Commissioners)	SANITARY SEWER ELEMENT Policy 2.1.3	<i>Allows community services not exceeding 10,000 sq. ft. to develop on septic tanks</i>	<i>Withdrawn by the applicant on November 29, 2001</i>
2002-1-T-022 (Board of County Commissioners)	<i>Land Use Element Goal 8, and accompanying Objectives and Policies</i>	<i>Modifies existing Bradfordville goals, objectives, and policies; deletes, modifies and adds new policy language to the Comp Plan</i>	<i>Withdrawn by the applicant on November 29, 2001</i>
2002-1-T-023 (Board of County Commissioners)	FUTURE LAND USE MAP	Designates Sunny Hill Road as a canopy road	Approve
2002-1-T-024 (Board of County Commissioners)	CONSERVATION ELEMENT Policy 2.1.9	Modifies this policy to allow disturbance of undisturbed wetlands and native forest in the Lake Jackson basin for the purpose of locating stormwater retrofit ponds	Approve as Modified LPA Recommendation
2002-1-T-025 (City Public Works Department)	LAND USE ELEMENT Summary CONSERVATION ELEMENT Policy 3.4.4	Allows sidewalks and easements in the Canopy Road Zone	Approve as Modified See addendum #1
2002-1-T-026 (C. A. Barrios)	LAND USE ELEMENT	<i>Adds a Residential Preservation Transitional Edge Land Use Category</i>	<i>Withdrawn by the applicant on October 1, 2001</i>
2002-1-T-027	LAND USE ELEMENT	<i>Modifies this policy to extend central sewer outside the</i>	<i>Withdrawn by the applicant on October 4, 2001</i>

<i>(Robert A. Campbell, Jr.)</i>	<i>Policy 1.3.1</i>	<i>Urban Services Area (USA) in areas designated Urban Fringe where the development is within ¼ mile from the USA and at least 75% of the lots are smaller than one (1) acre – such clustered development may be allowed to connect to central sewer</i>	
2002-1-T-028 <i>(Ausley & McMullen - Bill Hollimon)</i>	LAND USE ELEMENT	Revises the Agriculture/-Silviculture/Conservation land use category by adding to the allowable uses and adding development criteria -- allows an on-site sewage system to serve multiple parcels	Approve as Modified LPA Position See addendum #7
2002-1-T-029 <i>(Charles Gardner)</i>	GLOSSARY	Modifies the existing definition of wetlands in order to make it the same as the State of Florida definition	Approve as Modified See addendum #7
2002-1-T-030 <i>(Charles Gardner)</i>	GLOSSARY	<i>Modifies the existing definition of altered wetlands by deleting language that relates to restoration of wetlands and the beneficial function of wetlands when determining if wetlands are altered</i>	<i>Denied</i>
2002-1-T-031 <i>(Charles Gardner)</i>	GLOSSARY	<i>Modifies the definition of altered floodplains by adding language that requires the entire floodplain to be considered and not just the portion under single ownership when determining development potential</i>	<i>Denied</i>
2002-1-T-032 <i>(Charles Gardner)</i>	GLOSSARY	Modifies the definition of what should be defined as development by adding qualifying language	Denied
2002-1-T-033 <i>(Charles Gardner)</i>	GLOSSARY	Modifies the definition of Native Forest by adding language to the definition related to Native and High Quality Successional Forest that limits the areas that can be defined as such by adding requirements for size, length, width and ownership	Denied
2002-1-T-034 <i>(Charles Gardner)</i>	GLOSSARY	Modifies the definition of Native Forest by adding language to the definition related to Native Forest that limits the areas that can be defined as such by adding requirements for size, length, width and ownership	Denied

2002-1-T-035	<i>No material provided</i>		<i>Withdrawn by the applicant on September 24, 2001</i>
2002-1-T-036 (TLCPD)	CAPITAL IMPROVEMENTS ELEMENT	Updates Capital Improvement Element schedule. Lists and describes level of service types of capital improvements for the period five years into the future (2001-2006)	Approve
2002-1-T-037 (TLCPD)	TRANSPORTATION ELEMENT Policy 1.12.1(T)	All dates changed from 2001 to 2003	Approve
2002-1-T-038	LAND USE ELEMENT Policy 1.4.19(L)	Allows volunteer fire departments in Rural or Agriculture/Silviculture/-Conservation future land use categories to access a local road	Approve as Modified

Ms. Pamela Hall, representing the Centerville Road Association, appeared before the Commission relative to Amendment 02-1-T-018, and urged the County Commission to take steps to protect the natural resources and environment in the Woodville area from future development.

- The County Commission voted 7-0 to adopt Map Amendments 02-1-M-001, -002, -003, -004, -005, -006, -007, -008, -009, -010, -014, -016 and -017.
- The City Commission voted 3-0-2 (City Commissioners Meisburg and Billings absent) to adopt Map Amendments 02-1-M-001, -002, -003, -004, -005, -006, -007, -008, -009, -010, -014, -016 and -017.
- The County Commission voted 7-0 to adopt Text Amendments 02-1-T-019, -023, -024, -025, -028, -029, -036, -037 and -038.
- The City Commission voted 3-0-2 (City Commissioners Meisburg and Billings absent) to adopt Text Amendments 02-1-T-019, -023, -024, -025, -028, -029, -036, -037 and -038.
- The County Commission voted 7-0 to adopt Text Amendment 02-1-T-018 as modified in response to objection by the Florida Department of Community Affairs (FDCA)
- The City Commission voted 3-0-2 (City Commissioners Meisburg and Billings absent) to adopt Text Amendment 02-1-T-018 as modified in response to objection by the FDCA
- The County Commission voted 7-0 to adopt a County ordinance amending the Tallahassee-Leon County 2010 Comprehensive Plan to include the approved Cycle 2002-1 Amendments.
- The City Commission voted 3-0-2 (City Commissioners Meisburg and Billings absent) to adopt City Ordinance No. 02-O-35, introduced on March 13, 2002, amending the Tallahassee-Leon County 2010 Comprehensive Plan to include the approved Cycle 2002-1 Amendments.

On behalf of the County, County Chairman Winchester extended thoughts and prayers for City Commissioner Billings' quick recovery.

CTC:RM:ecg:04/11/02

April 10, 2002

The City Commission met in regular session and took the following action (with Commissioners Billings and Meisburg absent):

- Mayor Maddox announced Commissioner Billings was still in the hospital and the Commission held a moment of silence on his behalf.
- Mayor Maddox also announced Commissioner Meisburg was out of town due to an engagement as a featured speaker.

Item 1 – Presented a proclamation to the **City of Tallahassee's Electric Utility and the Tallahassee Power Teams** recognizing their outstanding commitment and superior skills as demonstrated at the Florida Municipal Electric Association 2002 Lineman's Competition (*presented by Mayor Maddox*)

The following team members were recognized for their participation in this competition:

Team One	Team Two	Judges	Coordinators
Chris Nowell	Doug Bedford	Mike Hatcher	Paul Bailey
Bryan Dill	Tony Spivey	Danny Marshall	Mike Ricks
Heath Gebhart	Lamar Allar		
Andy Lackey	James Saunders		

On behalf of the teams, Mr. Mike Hatcher accepted the proclamation with appreciation, and thanked the Manager and Commission for the funds and equipment to participate in these competitions. He also invited everyone to attend a rodeo in which these team members would be competing, scheduled for Saturday, May 4, 2002 in Perry, Georgia.

Item 1.1 – Presented a proclamation proclaiming the week of April 14-20, 2002 to be **National Telecommunications Week in the City of Tallahassee**, and recognized and thanked the City's Telecommunications staff for their work (*presented by Mayor Maddox*)

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

Jeanine Donaldson, Samantha Johnson-Person, Gwynette Forhand, Thelma Long, Jill Alison and William Blanton

Item 2 – Heard from **Ms. Queen Bruton**, 111 Lincoln Street, President of the Smith-Williams Center Foundation, and others in the Bond Community, relative to the need for a child care center at the Smith-Williams Service Center

Mr. Eugene Butler, President of the Smith-Williams Center Advisory Board, presented the results of the Bond Community Survey on Issues Relating to Child Care Services

Ms. Tasha Royster, representing the Smith-Williams Center Foundation, Inc., and Ms. Edwina Stephens, representing the Bond Community Leadership Council, also addressed the Commission relative to the need for childcare and after school programs at the Smith-Williams Service Center.

The Commission noted that Kid's Incorporated had lost its funding to operate a day care center at the Smith-Williams Center and acknowledged the void the lack of that day care center had left in the neighborhood.

Item 3 - Heard from **Mr. Greg Patterson**, President of the Council of Neighborhood Association (CONA), who **reported on CONA's Flooding Task Force Report** and its recommendations for mitigating the impacts of future stormwater runoff on the neighborhoods, i.e., establishing a comprehensive community

wide flooding & stormwater strategy through a regional authority, property tax relief, growth management policies to reduce impacts of flooding, requiring an engineering assessment of flooding potential when buying a house, and the utilization of a central website for all information addressing flooding/stormwater management.

Mr. Chris Floyd, representing the American Red Cross, appeared before the Commission and discussed the American Red Cross Disaster Resistant Neighborhood Program. He announced the availability of a webpage providing access to information on what could be done to reduce flooding and protect homes as well as buy flood insurance.

Mayor Maddox requested that the staff respond to Mr. Patterson with a date on when staff could provide some stormwater mitigation feedback to Mr. Patterson.

The Commission advised Mr. Patterson that there had been some recent regulatory changes to address flooding issues and stressed the fact that addressing all of the flooding concerns was a major resource issue. Commissioner Lightsey offered her assistance, as Lead Commissioner on Stormwater, in bringing Stormwater staff to a meeting of the CONA Task Force to provide information and help give the members a comprehensive understanding of what the City was doing to address stormwater flooding in the community. Commissioner Bailey offered his assistance as well.

Consent Agenda Items 4-10, 13 and 15-22 – Voted 3-0 (Commissioners Billings and Meisburg absent) to approve the staff's recommendations presented in Consent Agenda Items 4-10, 13 and 15-22, taking action as follows:

Item 4 – Approved the ranking of proposals for **Energy Commodities Trading Brokerage and Consulting Services**, pursuant to the City's new Energy Risk Management Policy and Procedures, and authorized contract negotiations with **Risk Management Incorporated and Man Financial, Inc.**, the No. 1 ranked responsive proposal evaluated by the Selection Committee (*Option 1 recommended by Energy Services*)

Item 5 - Authorized the City Manager to execute an **agreement with the Florida Highway Patrol (FHP) as a primary user on the 800 MHz voice (radio) communications system**, with revenues to the City identified as \$131,379 for capacity costs and \$25 dollars per year per radio for operational costs (*Option 1 recommended by Information Systems Services [ISS]*)

Item 6 – Authorized the City Manager to enter into a **Property Management/Caretaking Agreement with the Frenchtown Community Development Corporation** for the historic preservation of the **Tish Byrd House** located at 421 West Georgia Street (*Option 1 recommended by the Department of Neighborhood & Community Services [DNCS]*)

Item 7 – Authorized, the DNCS to, on behalf of the City of Tallahassee and in accordance with the Frenchtown Revitalization Strategy, **submit an infrastructure improvement grant application for \$2.5 million to the Federal Department of Commerce's Economic Development Administration, for the infrastructure, sidewalks, installation of underground utilities and historically thematic street lighting in the Frenchtown community** (This grant would require a 50% City match, which would be leveraged from a \$4 million infrastructure line item in the City's \$8 million HUD 108 loan budget.) (*recommended by DNCS*)

Item 8 – Authorized a **one-year extension of the current City loan with Florida Housing Trust (FHT) for the Bermuda Green Project**, an affordable housing project to acquire property and construct ten (10) single-family homes on Bermuda Road in the Macon Community (*Option 1 recommended by DNCS*)

Item 9 – Approved the City's submittal of a **grant application for \$100,000 to the U.S. Department of Justice for funding from the Title V Delinquency Prevention Program**,

with Leaders of Tomorrow, Inc. to prepare the grant application on behalf of the Community Neighborhood Renaissance Partnership and two participating schools, Leonard Wesson and Fairview Middle Schools, and the Apalachee Ridge Community for tutorial programs (This grant would require a 20% local match, which would be provided through in-kind contributions of both schools in terms of personnel and meeting space.) *(Option 1 recommended by DNCS)*

Item 10 – Approve the scope of the **traffic calming design contract with Genesis Group** addressing ten (10) traffic calming projects on the following roadway segments in an amount not to exceed \$138,000 and a project completion date of November 14, 2002, and authorized the City Manager to execute the contract consistent with these terms *(Option 1 recommended by Public Works/Traffic Engineering):*

1. Pontiac Drive between Paul Russell Road and Orange Avenue
2. Rankin Avenue between Roberts Avenue and Roswell Drive
3. Keith Street between Floral Street and Carver Street
4. Yaupon Drive between Old Bainbridge Road and Rosemary Terrace
5. Armistead Road between Thomasville Road and Woodgate Way
6. Apache Street between Pontiac Drive and Harwood Drive
7. Cochran Drive between Harwood Drive and Pontiac Drive
8. Live Oak Plantation between Thomasville Road and Meridian Road
9. Tupelo Terrace and Spoonwood Drive
10. Mulberry Boulevard between Old Bainbridge Road and Maplewood Drive

Item 11 – Deleted from the agenda a request to approve the Southwood Unit 8 Subdivision Plat, containing 38.17 acres subdivided into one (1) lot bounded on the south by Merchants Row Boulevard, on the east partially by Southwood Unit 1 and partially by Four Oaks Boulevard, and on the west by Esplanade Way, and planned for single-family attached residential, under development by The St. Joe Company with John Baric as Vice President (an item brought forward by Public Works/Engineering)

Item 12 – Deleted from the agenda a request to approve the Southwood Unit 9 Subdivision Plat, containing 13.99 acres subdivided into 19 lots bounded on the north, east and west by unplatted land on the south by Southwood Unit 6, and planned for single-family detached residential, under development by The St. Joe Company with John Baric as Vice President (an item brought forward by Public Works/Engineering)

Item 13 – Approved the **Piney Z Phase 10 Subdivision Plat**, containing 1.51 acres of one lot, and planned for an addition to the Piney Z Clubhouse, under development by Piney Z Development, Inc. with Joseph F. Chapman IV as its President *(recommended by Public Works/Engineering)*

Item 14 – Deleted from the agenda a request for approval of the Woodberry Subdivision Plat, containing 9.60 acres subdivided into 31 lots, bounded on the north, south, and west by unplatted land and on the east by Eddie Road, and planned for single-family detached residential, under development by Woodberry Land Company, LLC, with Walter H. Wolfe, Jr. as one of its partners (brought forward by Public Works/Engineering)

Item 15 – Approved **Change Order No. 3**, in the amount of \$201,275.06, to the contract with **M of Tallahassee, Inc.**, for additional minor design modifications, utility conflicts, quantity corrections and unanticipated subsoil conditions on the **East Park Avenue Phase I Project**, for a total revised contract amount of \$10,288,335 *(Option 1 recommended by Public Works/Engineering)*

Item 16 – Approve the **Road Right-of-Way Maintenance Agreement with the Florida Department of Transportation (FDOT)**, for the period July 1, 2002 through June 30, 2003, providing for an annual reimbursement to the City of Tallahassee in the amount of \$560,417.60, to be reimbursed on a quarterly basis, and authorized the City Manager to execute the agreement *(Option 1 recommended by Public Works/Streets & Drainage)*

Item 17 – Approved a **design contract**, in the amount of \$184,944.31, with **Hartman & Associates, Inc.**, one of the City's continuing stormwater engineering firms under service contract, for the **Campus Circle Stormwater Improvements Project** -- addressing flooding in the California Street, Calloway Street and Joe Louis Street area from south of Alabama Street to Preston Street, Basin Street, the 1600 block of West Tennessee Street and south of West Tennessee Street along Whitehall Drive (*Option 1 recommended by Public Works/Stormwater Management*)

Item 18 – Approved the **purchase of 58 light duty trucks** from the following vendors, low bidders meeting specifications, in the total amount of \$1,251,135 – including 56 replacement vehicles and two (2) additional vehicles, one for Electric Operations/Distribution Operations, Unit 6210, and one for the Solid Waste/Residential Trash Division, Unit 2870, as follows (*Option 1 recommended by Public Works/Fleet Management*):

1. **Beckford Ford-Mercury, of Milton, Florida** \$ 22,600
2. **Champion Chevrolet, Inc., of Tallahassee, Florida** \$832,089
3. **Tallahassee Ford, of Tallahassee, Florida** \$396,446

Item 19 – Approved the **purchase of 19 light duty vans** from the following vendors, low bidder meeting specifications, in the total amount of \$331,278, including 18 replacement vehicles for various departments and one (1) additional vehicle for the Electric Distribution/Operations Division, in accordance with pricing, terms and conditions of State of Florida Contract #070-001-02-1 (*Option 1 recommended by Public Works/Fleet Management*):

1. **Garber Chevrolet, of Green Cove Springs, Florida**
2. **Garber Buick-Pontiac-GMC Inc., of Green Cove Springs, Florida**
3. **Champion Chevrolet, of Tallahassee, Florida**

Item 20 – Approved the award of a negotiated **contract with Rolando J. Gutierrez, Architects**, in the amount of \$70,300, for the **addition of a five (5) bay apparatus building to Fire Station No. 4** (*Option 1 recommended by Public Works/Engineering*)

Item 21 - Approved the award of a **three-year term contract price agreement with Hanson Pipe & Products Southeast of Green Cove Springs, Florida**, low bidder meeting specifications, for the purchase of pre-cast manhole components used in the construction of sanitary sewers, in the estimated amount of \$150,000, and authorized staff to enter into a contract for a period of three (3) years with an option to renew for one additional year provided service has been satisfactory (*Option 1 recommended by Water Utility/Distribution & Collection*)

Item 22 – Approved the **minutes** of the Regular City Commission Meeting of February 13, 2002 (*recommended by the City Treasurer-Clerk/Records Management*)

Item 23 – Deleted from the agenda a discussion of the 2003 Municipal Election Schedule and a memorandum from the Supervisor of Election's Office raising some concerns about the City's revised election schedule for 2003 as provided by Ordinance No. 01-O-86AA, adopted by the City Commission on January 23, 2002 (*brought forward by Commissioner Billings*)

Item 24 – By consensus, **introduced Ordinance No. 02-Z-22**, which would rezone 35.30 acres fronting on the east and west sides of **Timberlane School Road south of Interstate 10**, from Residential Preservation 1 (RP1) to OS Open Space District (RZ-305), owned by the City of Tallahassee and implementing a Comprehensive Plan map amendment approved during Cycle 2001-2, and **set April 24 and May 22, 2002 as the public hearing dates** (*Option 1 recommended by Planning*)

Item 25 – By consensus, **introduced Ordinance No. 02-Z-23**, which would rezone 12.9 acres lying **south of Doomar Drive and north of Miccosukee Road**, from Residential Preservation 1 to OS Open Space District (RZ-306), owned by the City of Tallahassee and implementing a Comprehensive Plan map

amendment approved during Cycle 2001-2, and **set April 24 and May 22, 2002 as the public hearing dates** (*Option 1 recommended by Planning*)

Item 26 – By consensus, **introduced Ordinance No. 02-Z-26**, which would rezone 77.30 acres lying east and south of the **intersection of Fred George and Mission Roads** from Residence 3 to OS Open Space District (RZ-307), owned by the City of Tallahassee and implementing a Comprehensive Plan map amendment approved during Cycle 2001-2, and **set April 24 and May 22, 2002 as the public hearing dates** (*Option 1 recommended by Planning*)

Item 27 – By consensus, **introduced Ordinance No. 02-Z-44**, which would rezone .31 acres, more or less, located at **419 East Jefferson Street** from CCPD (O-I) Capital Center Planning District to CCPD (O-I) Capital Center Planning District with Historic Preservation Overlay (RZ-300), with the John Gilmore Riley Foundation being the applicant, and **set April 24, 2002 as the public hearing date** (*Option 1 recommended by Planning*)

Item 28 – Voted 3-0 (Commissioners Billings and Meisburg absent) to approve a **contract change order**, in the amount of \$100,056, with **Carlan Killam Consulting Group** to modify their contract for a **Project Development and Environmental (PD&E) Study for Capital Circle Southeast** (Crawfordville Road to Apalachee Parkway) and highway design for Capital Circle Southeast (Centerview Drive to Connie Drive) **to include the approved Capital Circle concepts from Centerview Drive to Monday Street** – implementing the City Commission's approval on February 13, 2002 to provide for **advance funding of a 0.51 mile extension (Centerview Drive to Monday Street)** of the City's current Capital Circle design project (Centerview Drive to Connie Drive) in order to reduce total overall cost (*Option 1 recommended by Public Works/Engineering*)

Item 29 – Voted 3-0 (Commissioners Billings and Meisburg absent) to adopt Policy 2001CP, Administration of Landscape Fee-in-Lieu Funds, and direct Growth Management to amend Policy 303GM to include provisions for collection of fee-in-lieu of the required on-site landscaping and/or urban forest only -- as proposed by staff to **fund the preservation of trees on City-owned property** (*Option 1*) and **permit the Tallahassee Housing Authority site as a designated planting site for mitigation landscaping material** from permitted Public Works projects (*Option 5*) (*Options 1 and 5 recommended by Planning*)

Item 30 – Voted 3-0 (Commissioners Billings and Meisburg absent) to approve a proposed **joint settlement agreement with regard to Access Now, Inc., and Messrs. Larry Upright and Carl McCoy vs. the City of Tallahassee, Leon County, and the Florida Department of Transportation**, a lawsuit relating to accessibility for the disabled in curb cuts and other areas as provided within the Americans with Disabilities Act Accessibility Guidelines and the Access Board's Public Right-of-Way Rules (*Option 1 recommended by the City Attorney*)

The Commission indicated its support for making all of the changes needed to accommodate the disabled population and complimented staff for the way this lawsuit had been handled. Commissioner Lightsey asked City employees out in the field to be on the lookout for instances where improvements were needed to accommodate people with disabilities so that the City could take the initiative in making such improvements.

Item 31 – Voted 3-0 (Commissioners Billings and Meisburg absent) to approve the Policy and Application Procedures for the **High Wage Employment Slope Exception (without bond requirement)**, as presented in Attachment 3 to the agenda item with the added clarifications and changes, as an economic development tool (*Option 1 as amended recommended by Economic Development*)

The Commission discussed the **Slopes Exception** Policy and Procedures, and the staff's proposed modifications, including changing the percentage in the definition of high wage employment to more than 30%, (Attachment 3, Policy Option No. 1), adding some clarification to the definition of new jobs to ensure full time equivalent (FTE) positions are not counted towards job creation, and to request the submission of a Business Plan so that the staff could confirm their prospective expectations.

Item 31.1 – Voted 3-0 (Commissioners Billings and Meisburg absent) to approve the ranking of firms for a **Price Agreement for a Distribution Transformers/Padmount Switchgear Partnership**, authorize staff to enter into negotiations with firms in the order of ranking to the extent necessary to select multiple firms, authorize the City Manager to approve and execute the contracts for a three-year period, and authorize staff

to extend the contract for two periods of one year each beyond the initial expiration date (*Option 1 recommended by Procurement Services*):

1. **Gresco/Capstone Utility Supply, Inc. (Federal Pacifac)**
2. **Tri-State Utility Products, Inc. (Federal Pacifac)**
3. **Hughes Supply, Inc. (S & C)**

Item 32 – Heard from **Ms. Edna Mae Thomas**, 2951 Eugene Bailey Road, relative to concerns with the impact the Ashton Forest development would have on the neighborhood's existing stormwater problems

Mayor Maddox requested staff to investigate Ms. Thomas' concerns.

Item 33 – Heard from **Ms. Jane Parsons**, 2056 West Forest Drive, relative to the Ashton Forest Development, bordered by Lonnbladh Road and the creek running behind it with a suspected spring in it, and urged the developer to use designs with an elevated foundation

Item 34 – **Held a public hearing on Ordinance No. 02-Z-30**, introduced on March 13, 2002, **and voted 3-0 (Commissioners Billings and Meisburg absent) to adopt the ordinance**, rezoning 5.1 acres +/- located at the northwest corner of Village Square Boulevard and Maclay Boulevard approximately ¼ mile west of Thomasville Road from PUD-15 Villages of Maclay Planned Unit Development zoning district) **to DRI (Villages of Maclay Development of Regional Impact zoning district) (RZ-314)** (applicant: Villages of Maclay) (*Option 1 recommended by Planning*) [*The Planning Commission had voted 6-0 to recommend approval of this application.*]

The Commission also voted 3-0 (Commissioners Billings and Meisburg absent) to approve a fee waiver for the applicant.

Mr. Barry Poole, of Poole Engineering, 1641 Metropolitan Boulevard, representing Villages of Maclay Ltd., appeared before the Commission in support of this item.

Item 35 – **Held the first of two public hearings on Ordinance No. 02-Z-31**, introduced on March 13, 2002, which would rezone 19.86 acres fronting on the west side of **Old Bainbridge Road north of Fred George Road** from RP (a County Residential Preservation district) to RP-1 (a City Residential Preservation district) (RZ-312) (applicants: N. E. and F. C. LaSeur), and **announced the second and final public hearing set for April 24, 2002** (*Option 1 recommended by Planning*)

There were no speakers on this item.

Item 36 – **Held the first of two public hearings on Annexation Ordinance No. 02-O-36**, introduced on March 13, 2002, **which would annex by dual majority referendum a triangle shaped area (Southern Triangle Area A)** located south of the City limits and bordered by the Woodville Highway, the Crawfordville Highway and Ross Road, inside Capital Circle Southeast, and announced the second and final public hearing set for April 24, 2002 (*Option 1 recommended by DMA/Budget & Policy*)

[Note: In Items 36, 37 and 38, Ordinance No. 02-O-36 would provide for the annexation of Southern Triangle Area A, Ordinance No. 02-O-37 for Southern Triangle Area B, and Ordinance No. 02-O-38 for Southern Triangle Area C. (If the referendums for Areas A and B are approved, the contraction of the municipal boundaries along Tram Road would be required in order to avoid creating an enclave to the northeast of this area, and the ordinance for that action was Ordinance No. 02-O-40 (Item 39). Southern Triangle Areas A and B were proposed for a Dual Majority Referendum, requiring that a majority (50% + 1) of the parcels and acreage in the area have submitted annexation petitions. Southern Triangle Area C was proposed for a mail ballot referendum, requiring that to be effective a minimum of 50% + 1 of the returned ballots be in favor of the annexation.]

Mr. Jack Wolfe, 265 Ross Road, President of the Oak Ridge Neighborhood Association, in the Southern Triangle Area to be annexed into the City, appeared before the Commission in support of Items 36, 37, 38 and 39.

Mr. Edward Cornelius, owner of a business in Southern Triangle Area A, appeared before the Commission and discussed his objections to being annexed into the City.

City Attorney English clarified this was the beginning of the annexation process, which included a double majority referendum and a second hearing on April 24, 2002. He stated that over half of the property owners had petitioned for annexation, and indicated staff would meet with Mr. Cornelius to answer his questions and provide information on his rights.

Item 37 – Held the first of two public hearings on Annexation Ordinance No. 02-O-37, introduced on March 13, 2002, **which would annex by dual majority referendum a triangle shaped area (Southern Triangle Area B)** located south of the City limits and bordered by the Woodville Highway, Shelfer Road and Capital Circle Southeast; **announced the second and final public hearing set for April 24, 2002** (*Option 1 recommended by DMA/Budget & Policy*) [See note included with Item 36.]

Mr. Paul Smith, Crawfordville Road, appeared before the Commission and discussed his opposition to being annexed into the City.

Mayor Maddox requested staff to investigate and give Mr. Smith information on his rights and whether he could be excluded from the annexation.

Item 38 - Held the first of two public hearings on Annexation Ordinance No. 02-O-38, introduced on March 13, 2002, **which would annex by mail ballot referendum a triangle shaped area (Southern Triangle Area C)** located south of the City limits and bordered by the Crawfordville Highway, the Woodville Highway, Hannon Mill Road and Capital Circle South, and **announced the second and final public hearing set for April 24, 2002** (*Option 1 recommended by DMA/Budget & Policy*) [See note included with Item 36.]

There were no speakers on this item.

Item 39 – Held a public hearing on Contraction Ordinance No. 02-O-40, introduced on March 13, 2002, to be contingent upon the adoption of Ordinances Nos. 02-O-36, 02-O-37 and 02-O-38 when the Canvassing Board certifies the Southern Triangle referendum elections; **this ordinance would contract the City's municipal boundaries to de-annex a portion of the City on Tram Road in order to prevent the creation of an enclave if the referendum for Southern Triangle Areas A and B is successful**; closed the public hearing and **continued the action on this ordinance to April 24, 2002**, giving the County Commission time to comment on these annexation ordinances (*recommended by DMA/Budget & Policy*) [See note included with Item 36.]

There were no speakers on this item.

Item 40 – Held the first of two public hearings on Annexation Ordinance No. 02-O-39, introduced on March 13, 2002, **which would annex by mail ballot referendum the Buckwood Subdivision and properties on Mahan Drive**, and **announced the second and final public hearing set for April 24, 2002** (*Option 1 recommended by DMA/Budget & Policy*)

The following persons submitted speaker forms indicating their support for this item:

- Ms. Betty Doan, 4117 Bothwell Terrace
- Ms. Linda Thomas, 4319 Benchmark Trace
- Mr. Jack Quillman, no address given
- Ms. Billie S. Arendt, 4089 Bothwell Terrace
- Ms. Patricia Frohe, no address given
- Mr. Shann Lawson, 4105 Bothwell
- Ms. Karen Phillips, 4249 Benchmark Trace, President of the Buckwood Homeowners Association, appeared before the Commission in support of this item.

Unagendaed Speaker:

Mr. Allen R. Moayad, 2401 West Pensacola Street, representing himself and a coalition in opposition to locating the new homeless shelter facility on West Pensacola Street, appeared before the Commission and urged the Commission to help ensure the Homeless Coalition received public input before spending the City's public dollars on construction of the new facility.

Mayor Maddox confirmed his intent not to vote on funding the new homeless facility until there had been a process for public input on the West Pensacola Street site.

CTC:RM:ecg:04/16/02

APRIL 24, 2002 Target Issues Workshop

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

Item 1 – Voted 3-0 (Commissioners Maddox and Billings absent) to **authorize the City Manager to finalize negotiations with UrbanAmerica and enter into a contract for the construction of Frenchtown Renaissance Plaza**, an 80,000 sq. ft. office building complex and 400-space parking garage, located on 2.77 acres on the 400 block of Macomb Street (*Option 1 recommended by Neighborhood & Community Services [NCS]*)

Item 2 – Voted 4-0 (Commissioner Billings absent) to **authorize the negotiation of a green power program implementation agreement with Sterling Planet, entitled Green America**, which could be customized with targeted program components to include green energy purchases, solar power systems (to be placed on the customer's home or facility), education (of customers, builders, lenders), energy efficiency/conservation measures, and energy saving products (such as energy-efficient lighting) (*Option 1 recommended by Utility Services*)

Item 3 – Voted 4-0 to **direct staff to proceed with the work program as prioritized** for the Planning Department's **Comprehensive & Environmental Planning Division** (*Option 1 recommended by Planning*):

Comprehensive Planning Top Tier Priorities

1. Southern Strategy Implementation
2. Comprehensive Plan Reform (Mixed Use first, Lake Protection second. This is a multi-year project.)
3. Infrastructure Phasing
4. Sector Planning based on Blueprint 2000

Comprehensive Planning Second Tier Priorities

5. Downtown Development Standards
6. Gaines Street Revitalization (includes all other Planning Divisions)
7. South Monroe Sector Plan
8. Neighborhood Planning

Comprehensive Planning Third Tier Priorities

9. Central Urban (areas not covered through other priority projects)

Additionally:

- The Inclusionary Housing and Thomasville Road projects to be completed as soon as possible
- The Rural Densities/Urban Sprawl project to be deleted from the work program
- Design Standards for Frenchtown to be deleted, with the understanding that staff would work on the Frenchtown historic survey
- All other projects to be completed as time permits, including the Central City Strategic Implementation Plan and work on the Education Element
- New projects to be placed in the Third Tier, or may replace a project in the First or Second Tier
- Discussed concern with the County's commitment to a joint planning initiative to meet these priorities and the continuing discussion about changing the structure of the Metropolitan Planning Organization (MPO). Mayor Maddox agreed to bring this up at a Mayor-Chair Meeting.

CTC:RM:ecg:05/02/02

April 24, 2002

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

Item 1 – Presented awards to the winners in the **Middle and High School Youth Component Initiative on Race Relations**, with Mayor Maddox announcing the following winners:

- Swift Creek Middle School in the Middle School Competition, with student Zoe Sharin explaining the school's submission
- Lincoln High School in the High School Competition, with student Marcus Bell explaining the school's submission

Others present and recognized by the Commission included:

- The Judges:
 - Judge Judith Hawkins, Representative Lorraine Ausley, WCOT General Station Manager Sandy Allen, Capital Outlook CEO/President Roosevelt Wilson and WCTV Reporter Jenny Khoen
 - Dr. Melinda Jackson, Director of Recruitment Equity Opportunity Programs, Leon County Schools
 - Ms. Pat Smith, Comcast Governmental Affairs
 - Mr. Rick Seaman, General Manager of Comcast
 - Ms. Elizabeth King, MTV Sales & Service Coordinator

Mayor Maddox thanked the judges for giving their time to this project, and commended School Board Superintendent Montford and the School Board for doing an outstanding job on this competition. He also thanked Comcast for being a good community partner.

Item 2 – Presented a **proclamation recognizing the following Wastewater Treatment Plant Employees for receiving safety awards** from the Florida Water Environment Association (*presented by Mayor Maddox*):

- John Preston Strickland
- Frederick J. "Darby" Dressel
- Sterling Harrison, III

- Randy Bond
- Screven Griffiss
- Joe Murphy
- Warrant Shepherd
- Steven Baczewski
- Alton "Buddy" Barlowe
- Danny Brown
- Jason Cromartie

Item 3 – Accepted the **Minority Business Enterprise (MBE) Participation Report for the City of Tallahassee for Fiscal Years 2000 and 2001** as presented by the MBE Advisory Committee (*Option 1 recommended by Economic Development/DBE Administrator*)

Dr. Charles Wright, Chairman of MBE Advisory Committee, and other members of the committee appeared before the Commission and gave a presentation on this issue.

The Commission thanked the members of the Committee and the staff for helping the City stay on track in meeting its MBE goals, and applauded the results.

Consent Agenda Items 4-19 – Voted 3-0 (Mayor Maddox and Commissioner Billings absent) to approve the staff's recommendations presented in Consent Agenda Items 4-19, taking action as follows:

Item 4 – Adopted **Condemnation Resolution No. 02-R-16**, authorizing the City Attorney to institute eminent domain proceedings to acquire portions of properties formerly identified as Parcel 168 and currently identified as Parcels 168-A, 168-B, 868-A, 868-B and 768, owned by Hunter Hill, Jr., Otis M. Hill, Theresa H. Staley, Beatrice H. Monroe, Virdell Hill, Rudolph Hill, Carl L. Hill – necessary for the completion of the **Blair Stone Parkway Northern Extension, Phase II** (*Option 1 recommended by the City Attorney*)

Item 5 – Adopted **Condemnation Resolution No. 02-R-17**, authorizing the City Attorney to institute eminent domain proceedings to acquire additional property from Park Avenue Associates, Ltd., as well as to acquire property from Robert D. Trammell and Kay S. Trammell, necessary for the **East Park Avenue Phase I Road Widening Improvement Project** (*Option 1 recommended by the City Attorney*)

Item 6 – Authorized the Aviation Department to accept and execute Grant Agreements with the Federal Aviation Administration (FAA) for an **Airport Improvement Program (AIP) Entitlement Fund Grant for FY2002, in the amount of approximately \$3.1 million** to help fund projects approved in the Airport's Capital Improvements Program (CIP), and a **Security Operating Requirements Grant, in the amount of approximately \$750,000**, to fund a significant portion of the Airport's first year charges related to **post September 11 Terrorist Attacks on America security issues** (*recommended by Aviation/Airport Finance Administration*)

Item 7 – Authorized a transfer of \$208,594 from the Capital Improvement Fund (CIF) to the Building Services Division as a supplemental appropriation to fund **security measures in City Hall related to post September 11 Terrorist Attacks on America security issues** (*Option 1 recommended by the City Manager's Office/Building Services*)

Item 8 – Authorized the Public Works Department to negotiate for a price not to exceed of \$280,000 with **Peter Brown Construction** for the **Kleman Plaza Construction Contract for Sidewalks and Bus Pull-off associated with the Challenger Center Project**, and to award a contract subject to successful negotiations (*Option 1 recommended by Economic Development*)

Item 9 – Approved the award of bid (No. 0057-02KRBP) for the **purchase of the Electric Substation BP-17 power transformer** from **VA TECH Ferranti-Packard Transformers**,

Ltd., of Canada, low bidder meeting specifications, in the amount of \$432,000 (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 10 – Accepted the **2001 Comprehensive Annual Financial Report (CAFR)**, prepared by the City's external auditors, for formal retention as a public record – with selected information from the report provided on the City web site at (*recommended by DMA/Accounting Services*)

Item 11 – Approved a FY00-01 Human Services Social Services contract amendment and increase to **A Life Recovery Center, Inc. (ALRC)**, increasing the contract by \$6,500 to create a salaried position to be responsible for maintaining the grounds in the Fred Lee Park and the adjoining Renaissance Center property, developed as part of the Frenchtown redevelopment/revitalization initiative (*Option 1 recommended by Neighborhood & Community Services [NCS]*)

Item 12 – Approved a **Subdivision Plat for the John Paul II Catholic High School– a Re-Plat of the Southwood Catholic School**, a one-lot subdivision of 37.21 acres located on the northeast corner of the intersection of Schoolhouse Road with Terrebone Drive, being developed by the Catholic Diocese of Pensacola-Tallahassee, with John H. Richard as Bishop of the Diocese (*recommended by Public Works/Engineering*)

Item 13 – Approved Change Order No. 1, in the amount of \$80,917.61, to the existing contract with **Singhofen & Associates, Inc.**, for additional design services on the **Boone Boulevard Stormwater Management Facility Project** (*Option 1 recommended by Public Works/Stormwater Management*)

Item 14 – Approved a **Subdivision Plat for The Cove**, an eight (8)-lot subdivision of 2.85 acres bounded on the north and east by San Luis Ridge, on the south by Mission Road and on the west by Solana Avenue, being developed as Single-Family Attached Residential by The Cove Development Co., LLC, with Michael D. Carruthers as a Managing Member (*recommended by Public Works/Engineering*)

Item 15 – Approved a Subdivision Plat for Southwood Unit 8, a one-lot subdivision of 38.17 acres connected to Mossy Creek Lane bounded on the north by unplatted land, on the south by Merchants Row Boulevard, on the east partially by Southwood Unit 1 and partially by Four Oaks Boulevard, and on the west by Esplanade Way, being developed as Single-Family Attached Residential by The St. Joe Company, with John Baric as Vice President (*recommended by Public Works/Engineering*)

Item 16 – Approved a Subdivision Plat for Southwood Unit 9, a 19-lot subdivision of 13.99 acres connected to Mossy Creek Lane, bounded on the north, east and west by unplatted land and on the south by Southwood Unit 6, being developed as Single-Family Detached Residential by The St. Joe Company, with John Baric as Vice President (*recommended by Public Works/Engineering*)

Item 17 – Approved a supplemental appropriation in the amount of \$165,000 to Water Utility to fund construction of 3,508 feet of 12-inch **gravity sewer line from an existing pumping station on Hayward Drive to provide service to two new apartment projects currently under construction on West Tennessee Street, between Cactus Drive and Dixie Drive**, including the abandonment and removal of an existing pumping station located on West Tennessee Street in the Frog Pond apartment project, with a developer refund of \$150,000 to be issued for the construction (*Option 1 recommended by Water Utility*)

Item 18 – Approved the award of a three (3)-year term contract for the timely repair of water and sewer trench lines to **Florida Developers**, low bidder meeting specifications, at an estimated expenditure of \$100,000 per year, with an option to renew for one (1) additional year provided service has been satisfactory (*Option 1 recommended by Water Utility*)

Item 19 – Approved the **minutes** of the following City Commission meetings
(recommended by the City Treasurer-Clerk/Records Management):

- January 23, 2002 Regular Target Issues Workshop
- February 27, 2002 Regular

Item 20 –Voted 3-0 (Mayor Maddox and Commissioner Billings absent) to approve a request for City sponsorship of the "**Keep Florida Drug Free Kick Off Celebration**" at Tom Brown Park on June 1, 2002, from 9:00 a.m. to 11:00 a.m. (brought forward by Commissioner Meisburg)

Item 21 – By consensus, initiated and introduced **Ordinance No. 02-O-48 (amendments to the Zoning, Site Plan and Subdivision Regulations)**, which would provide for an **interim review process for the development and redevelopment of the All Saints and Civic Center zoning districts within the Gaines Street Infill and Redevelopment Area**, ensuring that site plans are evaluated in terms of the guidelines and design principles of the Gaines Street Revitalization Plan; announced two public hearings on the ordinance, set for May 8 and May 22, 2002 (Option 2 recommended by Planning)

Item 22 – Accepted a **status report on the City Electric Utility's competitive position of electric rates**, providing a comparison of the City's average residential rate with that of other similarly situated utilities and identifying that, at present, a City of Tallahassee residential electric customer paid one of the lowest rates in the State of Florida at \$79.34 per 1,000 kWh (presented by Utility Business & Customer Services/Utility Accounting)

The Commission indicated it was pleased with these results and was pleased to bring to the public's attention that the City was continuing to work on bringing down costs and rates in the Electric Utility.

Item 23 – Voted 4-0 (Commissioner Billings absent) to adopt proposed amendments to the Bylaws of the Tallahassee-Leon County Planning Commission, as submitted by the Planning Commission, in order to provide flexibility in the annual calendar of meetings of that volunteer commission by allowing the Planning Commission to establish its meeting calendar on an annual basis similar to that of the Board of County Commissioners and the City Commission, with the revised applicable by-law to read as follows (Option 1 recommended by Planning):

Part I, Article II, Section 3

The Planning Commission shall hold regular meetings in accordance with a schedule to be approved by the Planning Commission in November of each year. An approved schedule may be altered within the calendar year upon vote of the Planning Commission. All meetings shall be open to the public.

Item 24 – Voted 4-0 (Commissioner Billings absent) to approve the **eligibility of the Fringe Benefits Management Company in the Targeted Business Program** above for reimbursement of 60% of the development fees (\$31,200 @ 60% of \$52,000, expected to be paid in April 2003 – one year from occupancy) and reimbursement annually over a six-year period of an amount equivalent to 60% of the ad valorem taxes to be paid to the City (estimated in the first year of eligibility at \$9,600 @ 60% of \$16,000, expected to be paid after March 2004) (this company was staying in Tallahassee and relocating with 19 new jobs at least 31.6% of the jobs being at or above the Leon County average) (Option 1 recommended by Economic Development)

Mr. Michael Sheridan and Ms. Lorraine Rich of Fringe Benefits Management Company, appeared before the Commission relative to this item.

Item 25 – Voted 4-0 (Commissioner Billings absent) to adopt **Contraction Ordinance No. 02-O-40**, introduced on March 13, 2002 with public hearing held on April 10, 2002, at which time disposition of the ordinance was continued. (This ordinance, in order to prevent the creation of an enclave, would provide for the contraction, or de-annexation, of the City's municipal boundaries on a portion of the Tram Road area northwest of Capital Circle Southeast area if the Southern Triangle Area annexation is successful.) **This adopted ordinance would be effective July 1, 2002, contingent upon the Canvassing Board's**

certification of the passage of the election results on the Southern Triangle Area C annexation by referendum. *(recommended by DMA/Budget & Policy)*

Item 25.1 – Voted 4-0 (Commissioner Billings absent) to **approve the Woodberry Subdivision Plat**, consisting of 9.60 acres, bounded on the north, south and west by unplatted land, and on the east by Eddie Road, which runs from Centerville Road to Lonnbladh Road -- subdivided into 31 lots planned for Single Family Detached Residential, being developed by Woodberry Land Company, LLC, with Walter H. Wolfe, Jr. as one of its partners *(recommended by Public Works/Engineering)*

Item 26 – **Heard from scheduled speaker Mr. Jay Adams** requesting that the Commission investigate its policy concerning gated communities and related land development regulations

The Commission voted 4-0 (Commissioner Billings absent) to direct **staff to investigate the history of discouraging gated communities in Tallahassee and bring back information on how they might be appropriate under certain circumstances.**

Item 27 - **Held a public hearing on Ordinance No. 02-O-18 and Ordinance No. 02-O-19**, introduced on February 27, 2001. Ordinance No. 02-O-18 would provide for **the voluntary annexation of Welaunee Phase III**, an area consisting of approximately 542 undeveloped acres located within the Urban Services Area (USA) between the Centerville and Miccosukee Roads northeast of Capital Circle. Ordinance No. 02-O-19 would provide for **the contraction, or de-annexation, of a small portion of Interstate 10 west of Miccosukee Road, thereby avoiding the creation of an enclave along Centerville Road.** This public hearing was initially set for the Commission meeting of March 27, 2001, but that meeting was later canceled. City Attorney English advised the Board of Leon County Commissioners had objected to this proposed annexation. **By consensus, the Commission continued the public hearing on these ordinances to June 24, 2002 for additional comment**, allowing an opportunity to resolve issues of concern with the County. *(recommended by the City Attorney and Management & Administration [DMA]/Budget & Policy)*

There were no speakers on this item.

Item 28 – **Held the first of two public hearings on Ordinance No. 02-Z-22**, introduced on April 10, 2001, which would **rezone 35.30 acres fronting on the east and west sides of Timberlane School Road south of Interstate 10**, from Residential Preservation 1 (RP1) **to OS Open Space District (RZ-305)**, owned by the City of Tallahassee and implementing a Comprehensive Plan map amendment approved during Cycle 2001-2; **announced the second public hearing on this ordinance set for May 22, 2002** *(Option 1 recommended by Planning)*

Mr. Charles Gardner, 1300 Thomaswood Drive, representing Mr. Henry Middlebrooks, appeared before the Commission and questioned if there was a natural features inventory and a management plan for this property.

Mayor Maddox **requested that the staff respond to Mr. Gardner's questions prior to the second public hearing on May 22nd.** Staff clarified that the City had acquired the subject property for the purpose of preserving its natural features and there was a management plan, which would be shared with Mr. Gardner.

Item 29 – **Held the first of two public hearings on Ordinance No. 02-Z-23**, introduced on April 10, 2001, which would **rezone 12.9 acres lying south of Doomar Drive and north of Miccosukee Road**, from Residential Preservation 1 **to OS Open Space District (RZ-306)**, owned by the City of Tallahassee and implementing a Comprehensive Plan map amendment approved during Cycle 2001-2; voted 4-0 (Commissioner Billings absent) to conduct the public hearing and **announce the second public hearing on this ordinance was set for May 22, 2002** *(Option 1 recommended by Planning)*

There were no speakers on this item.

Item 30 - **Held the second and final public hearing on Ordinance No. 02-Z-25**, introduced on February 13, 2002, and continued from the first public hearing on February 27, 2001 (initially set for second public hearing on March 27, 2001, but later canceled); voted 4-0 (Commissioner Billings absent) **to adopt Ordinance No. 02-Z-25, rezoning 26 acres lying southeast of Bragg Drive and Wahnish Way** from OR-

3 Office Residential to **OS Open Space** (RZ-311) (applicant: the City of Tallahassee) (implementing a Cycle 2001-2 Comp Plan map amendment) (*Option 1 recommended by Planning*)

There were no speakers on this item.

Item 31 - Held the first of two public hearings on Ordinance No. 02-Z-26, introduced on April 10, 2001, which would **rezone 77.30 acres lying east and south of the intersection of Fred George and Mission Roads** from Residence 3 to **OS Open Space District** (RZ-307) (owner/applicant: the City of Tallahassee) (implementing a Comprehensive Plan map amendment approved during Cycle 2001-2); voted 4-0 (Commissioner Billings absent) to conduct the public hearing and **announce the second public hearing on this ordinance was set for May 22, 2002** (*Option 1 recommended by Planning*).

There were no speakers on this item.

Item 32 - Held a public hearing on Ordinance No. 02-Z-28, introduced on March 13, 2001, which would **rezone 3.89 acres located on the south side of Pecan Road, approximately 1,150 feet from Mission Road**, from R-3 Single- and Two-Family Residential District to **MR-1 Medium Density Residential District** (RZ-314) (applicant: Tom Veith) (recommended for denial by the Planning Commission on a 3-3 vote); voted 1-3 (Commissioners Maddox, Lightsey and Meisburg opposed; Commissioner Billings absent) **denying Ordinance No. 02-Z-28 based on the findings of the Planning Commission** (*Option 1 recommended by Planning*).

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

- Ms. Laura Spencer, 2114 Willie Vause Road (opponent)
- Ms. Linda Shutt, 2110 Willie Vause Road (opponent)
- Mr. Matthew Parker, 2874 Remington Green Circle, of Barkley Engineering Consultants, representing Mr. Tom Veith (proponent)

Commissioner Lightsey **requested that staff provide some analysis on access road requirements for proposed developments.**

Item 33 - Held a public hearing on Ordinance No. 02-O-29, introduced on March 20, 2001; voted 4-0 (Commissioner Billings absent) **to adopt the ordinance**, empowering the City Manager to modify the effective date of certain sections of the utility rate ordinances for **implementation of the PeopleSoft Customer Information System (CIS)** (*Option 1 recommended by Utility Business & Customer Services/Utility Accounting*)

There were no speakers on this item.

Item 34 – Held the second and final public hearing on Ordinance No. 02-Z-31, introduced on March 13, 2002 and continued from the first public hearing on April 10, 2001; voted 4-0 (Commissioner Billings absent) **to adopt the ordinance** based on the findings of the Planning Commission, **rezoning 19.86 acres fronting on the west side of Old Bainbridge Road north of Fred George Road** from RP (a County Residential Preservation district) to **RP-1 (a City Residential Preservation district)** (RZ-312) (applicants: N. E. and F. C. LaSeur) (recommended for approval by the Planning Commission on a 7-0 vote) (*Option 1 recommended by Planning*)

There were no speakers on this item.

Item 35 - Held a public hearing on Ordinance No. 02-O-32, introduced on March 13, 2001, which would amend the City Code on vested rights to include a sunset provision, termination of vested rights by March 1, 2005, and reduction in the number of constrained roadway segments thus permitting additional development along the constrained roadways (recommended for approval with revisions by the Planning Commission); voted 4-0 (Commissioner Billings absent) **to continue the public hearing on Ordinance No. 02-O-32 to May 22, 2002** (*presented by the City Attorney*)

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

- Mr. Everett Drew, 2523 Pine Ridge Road, representing himself and Southgroup Equities, Inc. (opponent) – requested the ordinance be amended to recognize developments that were already started
- Mr. Russell Gautier, Attorney representing Southgroup Equities and Hamilton Partnership (opponent)
- Mr. Kim Williams, 917 Summerbrook Drive, representing himself and Hamilton Partnership, and also the Tallahassee Chamber of Commerce (opponent)

By consensus, **directed staff to bring back some clarification and draft language for allowing administrative review for certain developments based on strict criteria, saving them the expense of going through a hearing officer to retain their vesting.**

Item 36 – Held the second and final public hearing on Annexation Ordinance No. 02-O-39, introduced on March 13, 2002; the first public hearing was held on April 10, 2001; voted 3-1 (Commissioner Meisburg opposed; Commissioner Billings absent) to **amend Ordinance No. 02-O-39 by removing the westernmost portion of the property on which the Antique Car Museum was located**; voted 4-0 to **adopt Ordinance No. 02-O-39AA, providing for the annexation by mail ballot referendum of the Buckwood Subdivision and properties on Mahan Drive** (*Option 1 recommended by DMA/Budget & Policy*)

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

- Ms. Shann Lawson, President of the Buckwood Homes Association (proponent)
- Mr. Charles Gardner, representing two property owners, Lafayette Hills Inc., a triangle north of Mahan/Buck Lake Road (proponent), and Yesterday's Artifacts Inc., the most western portion of the proposed annexation, the Antique Car Museum site (opponent)
- Mr. Devoe Moore, 3550 Mahan Drive, representing properties on Mahan Drive (opponent)

The following persons did not appear before the Commission, but indicated they were available for information as proponents of this item:

- Ms. Linda Thomas, 4319 Benchmark Trace, representing Buckwood Homes
- Ms. Karen Phillips, 4249 Benchmark Trace, representing Buckwood Homes Association
- Mr. Barbara W. Towns, 4288 Benchmak Trace, representing Buckwood Homes Association

Item 37 - Held the second and final public hearing on Annexation Ordinance No. 02-O-36, introduced on March 13, 2002; the first public hearing was held on April 10, 2001; voted 4-1 (Commissioner Billings absent) to **adopt Ordinance No. 02-O-36, providing for the annexation by dual majority referendum of Southern Triangle Area A**, located south of the City limits and bordered by the Woodville Highway, the Crawfordville Highway and Ross Road, inside Capital Circle South (*Option 1 recommended by DMA/Budget & Policy*)

[Note: In Items 37, 38 and 39, Ordinance No. 02-O-36 would provide for the annexation of Southern Triangle Area A, Ordinance No. 02-O-37 for Southern Triangle Area B, and Ordinance No. 02-O-38 for Southern Triangle Area C. (If the referendums for Areas A and B are approved, the contraction of the municipal boundaries along Tram Road would be required in order to avoid creating an enclave to the northeast of this area, and the ordinance for that action was Ordinance No. 02-O-40 (Item 39). Southern Triangle Areas A and B were proposed for a Dual Majority Referendum, requiring that a majority (50% + 1) of the parcels and acreage in the area have submitted annexation petitions. Southern Triangle Area C was proposed for a mail ballot referendum, requiring that to be effective a minimum of 50% + 1 of the returned ballots be in favor of the annexation.]

Petitions and Certification of the analysis of registered voters by the Supervisor of Elections as to Areas A and B were submitted **for the record** and have been placed on file in the Office of the City Treasurer-Clerk.

The following persons appeared before the Commission relative to the annexation of the Southern Triangle Area:

- Mr. Marc Friedman, 1351 Aeon Church Road, representing Leon Iron & Metal Co. (opponent – Item 37)
- Mr. Gary Brown, 2465 Thornton Road in Northeastern Leon County, owner of commercial property on South Monroe within the proposed annexation area (proponent)
- Mr. Paul Smith, 3803 Crawfordville Road, owner of a parcel in Area A (opponent)
- Mr. Foster Rosser, 1412 Oldfield Drive, representing the Superintendent of Schools Bill Montford (proponent) – advised that the Leon County School Board had voted to recommend approval of the annexation of this area
- Mr. Mike Blankenship, 4123 Woodville Highway (proponent)
- Mr. Willie Watson, 280 Oakcrest Blvd., resident of the Southern Triangle Area (opponent)
- Mr. Edward Cornelius, 20 Panther Road, Crawfordville, FL (32327), owner of business at 3686 Woodville Highway (opponent)
- Mr. Gene Parke, 5059 Tallow Point Road, representing Tallahassee Redi-Mix and City residents owning commercial property in the Southern Triangle Area (opponent)
- Mr. Fred Hollis, 290 Ross Road, Apt. 32 (did not address the Commission, but indicated he was a proponent)
- Mr. John Desilets, 4309 Kimmer Rowe Lane (proponent)
- Mr. Horst Kreisch, 300 Ross Road (did not address the Commission, but indicated he was a proponent)
- Mr. John H. Holton, 182 Hazelwood Road, representing the Oak Ridge Neighborhood (proponent)
- County Commissioner Bill Proctor, 3312 North Ridge Road (proponent)
- Ms. Lindsay Stokley Stokely, 111 Ponce de Leon (proponent)
- Mr. Glenn Garton, 6417 Jet Pilot Trail, Vice President of Scandia Window Fashions (opponent)
- Mr. Alan P. Ballas, 428 Crossway Road (opponent)
- Mr. Jack Wolfe, 265 Ross Road, President of the Oak Wood Neighborhood Association (proponent)
- Mr. Ruben Novey, 1101 Seminole Drive, owner of property on Woodville Highway and Ross Road (proponent)

Staff clarified the mail ballot referendum dates for Southern Triangle Area C: ballots to be mailed out on May 29, 2002; ballots due back at the Supervisor of Elections Office by June 18, 2002 to be canvassed by the Canvassing Board; if passed, the annexation of the entire Southern Triangle Area would be effective July 1, 2002.

Staff clarified that prior to mailing out the ballots, City staff would hold meetings in various locations to discuss the advantages and disadvantages of the annexation as had been done in the past with other annexations.

Staff further clarified that an urban services plan would be developed for providing City services in the annexed area, and the area would also receive all the benefits of being in the Southern Strategy Area.

Item 38 - Held the second and final public hearing on Annexation Ordinance No. 02-O-37, introduced on March 13, 2002 and continued from the first public hearing on April 10, 2001; voted 4-0 (Commissioner Billings absent) to **adopt Ordinance Nol. 02-O-37, providing for the annexation by dual majority referendum of Southern Triangle Area B**, located south of the City limits and bordered by the Woodville

Highway, Shelfer Road and Capital Circle Southeast (*Option 1 recommended by DMA/Budget & Policy*)
[See note included with Item 36.]

See public comments taken under Item 37.

Item 39 - Held the second and final public hearing on **Annexation Ordinance No. 02-O-38**, introduced on March 13, 2002; the first public hearing was held on April 10, 2001; voted 4-0 (Commissioner Billings absent) to **adopt Ordinance No. 02-O-38, providing for the annexation by mail ballot referendum of Southern Triangle Area C**, located south of the City limits and bordered by the Crawfordville Highway, the Woodville Highway, Hannon Mill Road and Capital Circle South (*Option 1 recommended by DMA/Budget & Policy*) [See note included with Item 36 and related Item 25.]

See public comments taken under Item 37.

Item 40 – Held a public hearing on **Ordinance No. 02-Z-44**, introduced on April 10, 2001; voted 4-0 (Commissioner Billings absent) to **adopt Ordinance No. 02-Z-44, rezoning .31 acres more or less, located at 419 East Jefferson Street**, from CCPD (O-I) Capital Center Planning District to **CCPD (O-I) Capital Center Planning District with Historic Preservation Overlay (RZ-300)** (applicant: the John Gilmore Riley Foundation) (recommended for approval by the Planning Commission on a 6-0 vote), and list the property on the Local Register of Historic Places (*Option 1 recommended by Planning*)

Ms. Alyssa McManus, 2029 Faulk Drive, representing the Tallahassee Trust for Historic Preservation and The Riley House, did not appear before the Commission but indicated availability to answer questions.

Item 41 – Held a public hearing in compliance with the **Tax Equity and Fiscal Responsibility Act (TEFRA)**, taking comments and discussions concerning the **request of the Children’s Home Society of Florida for the issuance of 2002 Industrial Development Revenue (IDR) Bonds by Palm Beach County to finance social service center facilities in Tallahassee and in South Florida**; voted 4-0 (Commissioner Billings absent) to adopt **Resolution No. 02-R-18**, authorizing the execution of an Interlocal Agreement with Palm Beach County to authorize the issuance of the 2002 Bonds in an aggregate principal amount not to exceed \$10 million and to loan the proceeds to the Children’s Home Society to finance the 2002 projects, of which \$4 million would be issued to finance or refinance the costs of a social service center facility in Tallahassee (*Option 1 recommended by the City Treasurer-Clerk*).

Mr. Hank Morgan, of Holland & Knight, LLP, 92 Lake Wire Drive, Lakeland, FL 33809, representing The Children’s Home Society of Florida, appeared before the Commission in support of this item.

The Commission recognized the attendance of local representatives of the Children’s Home Society.

Unagendaed Business:

Mr. Jack Cox, 4425 Westover Drive, President of the Westover Homeowners Association, representing approximately 150 homeowners at Deer Park Road and Mission Road, discussed the neighborhood’s attempts to get the City to mow a lot in that neighborhood owned by the City, and explained that the neighborhood would like to have the property for a community playground if the old test well on the property could be filled in. He also inquired about City maintenance of a stormwater management facility in their neighborhood.

Mayor Maddox requested that the staff investigate the issue and advise Mr. Cox.

City Commission Information and Sharing of Ideas:

Mayor Maddox announced the 175/185 issue relating to Police and Fire pensions had been passed in the Legislature and signed by the Governor, and he thanked everyone who had worked hard to push this through the Legislature. He **asked that the staff bring back the 3% increase for retirees already in the system, which had been held up pending the passage of this legislation.**

Mayor Maddox asked that everyone keep Commissioner Billings in their prayers for his recovery, and stated that he was in good spirits.

Mayor Maddox also wished Commissioner Lightsey a Happy Birthday.

CTC:RM:ecg:04-30-02

APRIL 25, 2002

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) on April 25, 2002, in the Commission Chamber (with City Commissioner Billings absent):

- Held a Joint City-County Commission Public Hearing on the following Proposed Cycle 2002-2 Amendments to the 2010 Tallahassee-Leon County Comprehensive Plan (Comp Plan):

Item #	Amendment To	Nature of Proposed Amendment	Leon County School District Staff Comments	Planning Staff Recommend.	LPA Recommend.
2002-2-M-001	FUTURE LAND USE MAP (Mahan Drive, east of Hawks Landing Drive)	From: Rural To: Urban Fringe 300 Ac.	Moderate impact, but affected schools do have room for growth.	Deny	Deny
2002-2-M-002	FUTURE LAND USE MAP (South side of Lake Jackson, east of US 27 N, north of Clara Kee Blvd.)	From: Lake Protection To: Recreation Open Space 44.5 Ac.	No Impact	Approve	Approve
2002-2-M-003	FUTURE LAND USE MAP (West side of Blair Stone Road at Mahan Drive)	From: Residential Preservation To: Mixed Use A 3.46 Ac.	No Impact	Approve	Deny
2002-2-M-004	FUTURE LAND USE MAP (South side of Lafayette Street at Myers Park Lane)	From: Central Urban To: Mixed Use C .40 Ac.	No Impact	Deny	Deny
2002-2-T-005	Land Use Development Matrix.	Exempts Central Urban properties from the land use development matrix.	No Impact	Deny	Deny
2002-2-T-006	Policy 11.4.3	Modifies policy relating to police substations and community policing	No Impact	Approve	Approve -

	Land Use Element	efforts in Southern Strategy Area.			Recommend Deleting Policy
2002-2-T-007	Policy 11.2.2 Land Use Element	Deals with the time frame for the completion of Sector Plans in the Southern Strategy Area.	No Impact	Approve	Approve
2002-2-T-008	Adds a section of Goals, Objectives and Policies to meet Critical Area Planning requirements.	For the Welaunee property these policies will address land use density, types and location of development, transportation, infrastructure, and conservation and preservation features.	Comments provided separately.	Approve with modifications.	Approve Staff's Recommendation
2002-2-T-009	Policy 2.2.10 Conservation Element	Amends the date for the development of a Lake Lafayette special Development Zone from 2000 to 2004.	Support the amendment.	Approve	Approve
2002-2-T-010	Goal 8 Land Use Element	Deletion of Goal 8 and accompanying Objectives and Policies related to the Bradfordville Study Area.	No Comment	Deny	Deny
2002-2-T-011	Goal 8 Land Use Element	Modifies Goal 8 and accompanying objectives and policies related to the Bradfordville Study Area.	No Comment	Direction from Board - Two Alternatives Identified	Deny - Recommend Staff Rewrite Goal 8 & Supporting Policies & Objectives & Submit for Cycle 2003-1
2002-2-T-012	Policy 2.1.3 Sanitary Sewer Element	Allow churches not exceeding 10,000 sq. ft. to develop on septic tanks.	No Impact	Deny	Deny
2002-2-T-013	Policy 1.4.1 Transportation Element and Policy 1.1.3 Capital Improvements Element	Modify the level of service on Monroe Street from Gaines Street to Tennessee Street from "D" to "E".	No Impact	Approve	Approve
2002-2-T-014	Revises the Government Institutional Future Land Use Category.	Withdrawn. No Staff Analysis Prepared.	Withdrawn	Withdrawn	Withdrawn Prior to LPA Recommendation
2002-2-T-015	Policy 3.1.2 Conservation	Deletes requirement to establish a citizen wildlife advisory	No Impact	Approve	Approve

	Element	committee.			
2002-2-T-016	Policy 2.2.8 Conservation Element	Deletes requirement to define natural water bodies, man-made water bodies, and other water bodies.	No Impact	Approve	Approve
2002-2-T-017	Policy 1.8.2 Intergovernmental Coordination Element	Deletes policy allowing a second Comprehensive Plan amendment cycle in 1990.	No Impact	Approve	Approve
2002-2-T-018	Policy 1.3.2 Historic Preservation Element	Deletes policy directing the revision and update of the HC zoning district, a pre-1992 zoning district no longer in effect.	No Impact	Approve	Approve
2002-2-T-019	Policy 1.3.3 Historic Preservation Element	Deletes policy dealing with waiving variance fees for properties zoned historic preservation overlay and listed on the local register.	No Impact	Approve	Approve
2002-2-T-020	Policy 3.2.4 Historic Preservation Element	Deletes policy pertaining to utilization of volunteers in the development and implementation of historic preservation programs.	No Impact	Approve	Approve
2002-2-T-021		Adopt concurrency management system that utilizes a 10-year period to analyze traffic impacts for those property owners along Capital Circle NW that donate right of way for the widening between I-10 and Blountstown Highway.			

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

Amendment 02-2-M-001

- Mr. Bob Scanlon, 3989 Sunhawk Boulevard, Chairman of the Leon County Water Resources Committee (LCWRC) (opponent)
- Ms. Maureen Malvern, 9601-80 Miccosukee Road (opponent)
- Ms. Tina Frese, 3860 Beechnut Gum Trail (opponent)
- Ms. Jennifer Caldwell-Kurka, Topaz Way (opponent)
- Mr. Herman Frese, 3816 Lost Lane (opponent)
- Dr. Miley Miers, P. O. Box 12247 (32317) (proponent)

Amendment 02-2-M-002

- Mr. Bob Scanlon, 3989 Sunhawk Boulevard, Chairman of the LCWRC (proponent)

Amendment 02-2-M-004

- Mr. Calvin Sherman, P. O. Box 5083 (32314) (proponent)
- Mr. John Gorham, 1282 Timberlane Road (proponent)

Amendment 02-2-T-005

- Mr. Calvin Sherman, P. O. Box 5083 (32314) (proponent)

Amendment 02-2-T-008

- Mr. Bob Scanlon, 3989 Sunhawk Boulevard, Chairman of the LCWRC (proponent, with conditions)
- Mr. Charles Pattison, 2346 Armistead Road (proponent)
- Ms. Zoe Kulakowski, 1320 Blockford Court West (proponent)
- (Mr. Joel Embry, P. O. Box 401, Fernandina Beach, FL 32035, submitted a speaker request form relative to Amendment 02-2-T-008, but did not appear.)

Amendment 02-2-T-009

- Mr. Bob Scanlon, 3989 Sunhawk Boulevard, Chairman of the LCWRC (opponent)
- Mr. Scott Hannahs, 5051 Quail Valley Road (opponent)
- Ms. Norene Chase, 405 Castleton Circle, representing the Big Bend Chapter of the Sierra Club (opponent)
- Ms. Jennifer Caldwell-Kurka, Topaz Way (opponent)
- Ms. Zoe Kulakowski, 1320 Blockford Court West (proponent)

Amendment 02-2-T-010

- Ms. Pamela Hall, 5051 Quail Valley Road, representing the Centerville Road Community Association (opponent)
- Mr. Eugene Danaher, Rt. 3, Box 249 (32308) (opponent)
- Mr. Jim Stephenson, 3240 Horseshoe Trail (opponent)
- Ms. Andrea Polk-Stephenson, 3240 Horsehoe Trail (opponent)
- Mr. Charles Pattison, 2346 Armistead Road (opponent)
- Mr. Scott Hannahs, 5051 Quail Valley Road (opponent)
- Ms. Robin McDonald, 4854 Quail Valley Road (opponent)

Amendment 02-2-T-011

- Ms. Pamela Hall, 5051 Quail Valley Road, representing the Centerville Road Community Association (opponent)
- Mr. Eugene Danaher, Rt. 3, Box 249 (32308) (opponent)
- Mr. Jim Stephenson, 3240 Horseshoe Trail (opponent)
- Ms. Andrea Polk-Stephenson, 3240 Horsehoe Trail (opponent)
- Mr. Scott Hannahs, 5051 Quail Valley Road (opponent)

Amendment 02-2-T-012

- Mr. Bob Scanlon, 3989 Sunhawk Boulevard, Chairman of the LCWRC (opponent)
- Ms. Nancy Miller, 16178 Sunray Road (opponent)
- Mr. Gary Lloyd, 1922 Mallory Square (opponent)
- Mr. Scott Hannahs, 5051 Quail Valley Road (opponent)

Amendment 02-2-T-015

- Mr. Albert Trull, 216 E. Oakland Avenue, representing the Council of Neighborhood Associations (CONA) (opponent)
- County Commission Chairman Winchester **inquired if any staff analysis had been done on how Amendment 02-2-M-001 would impact on the planned Blueprint 2000 (BP00) project to preserve the environmentally sensitive headwaters of the St. Marks River.**
- During the hearing on Amendment 02-2-M-001, County Commissioner Proctor inquired as to whether scheduled BP00 projects placed an automatic freeze on any proposed upzonings in areas impacted by the BP00 projects. He **requested that the staff identify and "flag" any lands that would be impacted by BP00 projects as they were sent through the Comp Plan amendments process.**
- Based on the understanding of some Commissioners that the need to extend this date until 2004 had been nullified, **the Commission directed staff to research the minutes and report back to the City and County Commissions on the actions taken by both Commissions regarding Amendment 0002-2-T-009.**
- Brief discussion focused on the need for a quorum to conduct a public hearing and whether that constituted the people at the dais after the meeting started.
- The County Commission voted 6-0 (County Commissioner Winchester absent) to adjourn.
- The City Commission voted 3-0 (City Commissioners Bailey and Billings absent) to adjourn.