

## SUMMARY OF COMMISSION MEETING - May 2, 2006

The City Commission met in special session for a tour of the Gaines Street corridor and properties recently acquired by the City from the State of Florida (with Commissioner Gillum being absent). City officials and members of the Cultural Resource Commission as well as several citizens and members of the press joined the Commission.

CTC:RM:ecg:05-03-06

## SUMMARY OF COMMISSION MEETING - May 4, 2006

The City Commission met in special workshop session and took the following action regarding the Proposed Cycle 2006-2 Amendments to the Comprehensive Plan:

Item #	Amendment To:	Nature of Proposed Amendment	City Commission Tentative Position
2006-2-T-001	Text	Designate Pisgah Church Road as a canopy road	Voted 4-0 to approve (Commissioner Katz absent)
2006-2-T-002	Policy 2.2.14 in the Conservation Element	Annexed properties must meet most stringent stormwater quality treatment standards	Voted 5-0 to deny Directed staff to bring back some cleanup language on completed/out dated provisions
2006-2-T-003	Land Use Element	New Future Land Use Category: Country Club Redevelopment	WITHDRAWN
2006-2-M-004	FUTURE LAND USE MAP (East of Golf Terrace Drive)	From: Residential Preservation To: Country Club Redevelopment 9.3 acres	WITHDRAWN
2006-2-M-005	FUTURE LAND USE MAP (North side of 6th Avenue.)	From: Residential Preservation To: Urban Residential 2 0.6 acres	WITHDRAWN
2006-2-M-006	FUTURE LAND USE MAP (Lying north of Four Points Way)	From: Recreation / Open Space To: Recreation / Open Space / Stormwater 4 acres	Voted 5-0 to approve
2006-2-M-007	FUTURE LAND USE MAP (29 city and county owned park properties)	From: Residential Preservation, Mixed Use, Rural, Urban Fringe, Rural Community, Government Operational, & Agricultural / Silviculture / Conservation To: Recreation / Open Space	Voted 5-0 to deny Directed staff to initiate the rezoning of the properties

<b>2006-2-M-008</b>	FUTURE LAND USE MAP	WITHDRAWN	
<b>2006-2-T-009</b>	Comprehensive Plan Reform Text Amendments	Deletes Mixed Use Future Land Use Category & Replaces it with new categories	Voted 5-0 to approve as amended pursuant to correspondence dated 4-12-06 and 4-17-06, and placing the Faison/K2 property on Capital Circle Northeast in the Suburban category. Also, directed staff to bring back a recommendation on the issue of plan development master plan review
<b>2006-2-M-010</b>	Comprehensive Plan Reform Changes to Future Land Use Plan Map	Applicable to all properties in the Mixed Use Future Land use Category	
<b>2006-2-DRI</b>	FUTURE LAND USE MAP & TEXT AMENDMENTS (SE quadrant along Capital Circle & Woodville Hwy.)	From: Rural & Mixed Use To: Planned Development 1,625 acres	GOING THROUGH A SEPARATE PROCESS

CTC:RM:ecg:05-09-06

#### **SUMMARY OF COMMISSION MEETING - May 10, 2006**

The City Commission met in regular session and took the following action (with Commissioner Katz participating by telephone):

**Item 1** – Presented a proclamation proclaiming the week of May 21-27, 2006 as National Public Works Week in the City of Tallahassee.

**Item 2** – Received a presentation by Mr. Ron Davis, Chair of Tallahassee-Leon County Canopy Roads Citizens Committee, and accepted the 2005 Canopy Roads Citizen Committee Annual Report (*Option 1 as recommended by Planning*).

The Commission directed staff to bring back some options addressing the recommendations presented by the Canopy Roads Citizens Committee and requested information on the cost of conducting another survey on the "Condition of the Canopy", the cost of implementing a canopy maintenance program, and a report on progress made on limiting traffic access onto canopy roads pursuant to Comprehensive Plan policy.

**Item 3** – Voted 5-0 to approve an amendment to Section 6.4.5, Transportation Mitigation and Pro-Rata Share Option, of the Concurrency Management System Policy and Procedures Manual, allowing developments meeting certain criteria to pay a pro-rata share of the cost of capital improvements needed to maintain an acceptable level of service, as presented (*Option 1 as recommended by the City Attorney*).

The Commission commended Legal staff on working with other departments to produce this amendment language, and noted that the Faison K2 Suburban development project on Capital Circle Northeast would be the first project to fall under this amendment language.

**Items 4-11** – Voted 4-0 (Commissioner Katz absent) to approve the staff's recommendations presented in Consent Agenda Items 4-11, taking the following action:

Item 4 – Approved the selection committee's ranking and the award of the Hopkins Unit 2 heat recovery steam generator (HRSG) purchase to Nooter/Erikson, in an amount not to exceed \$15,784,500 provided an acceptable contract can be negotiated; authorized staff to negotiate with the second-ranked vendor if negotiations with the top-ranked vendor are not successful; authorized the City Manager to execute the contract when negotiations are complete; authorized the City Manager to approve subsequent contract amendments as required not to exceed the total of \$15,784,500; and approved a budget amendment in the amount of \$15,800,000 to support the purchase of the HRSG (*Option 1 as recommended by Electric Utility*).

Item 5 – Authorized staff to upgrade and expend funds for 20 Processor Oracle licenses and six (6) Internet licenses, from Oracle Corporation, for a total of \$427,000 (*Option 1 as recommended by the Chief Information Systems Officer [CISO]*).

Item 6 – Approved the award of a three-year contract for the purchase of sodium hypochlorite (liquid chlorine) and storage tank installation/rental to Allied Universal Corporation, low bidder meeting specifications, in the estimated amount of \$52,000 per year, or \$156,000 for the term of the contract; authorized staff to enter into a contract for the period June 1, 2006 to May 31, 2009 (*Option 1 as recommended by Parks and Recreation*).

Item 7 – Approved the re-award of a three-year contract for on-call cleaning of City park restrooms to Associated Services & Supplies, Inc., low bidder meeting specifications, in the estimated amount of \$90,000 for the term of the contract; authorized staff to enter into a contract for the period June 1, 2006 to April 30, 2009 (*Option 1 as recommended by Parks and Recreation*).

Item 8 – Approved the award of three-year contracts, with two one-year options, for continued landscape maintenance of City cemeteries as follows, for a total of \$131,400 annually (*as recommended by Public Works/Real Estate*):

- Group 1 (Greenwood and Southside Cemeteries) - Mack's Lawn Service \$36,000 annually
- Group 2 (Old City and Oakland Cemeteries) - Next Level Lawn Care \$44,520 annually
- Group 3 (Roselawn and Plantation Cemeteries) - Val's Lawn Care, Inc. \$50,880 annually

Item 9 – Approved Change Order No. 1, providing for additional turning movement count services totaling \$9,800, to the existing contract with Southern Traffic Services (Contract No. 745), for a revised total contract amount of \$58,800 (*Option 1 as recommended by Public Works/Traffic Engineering*).

Item 10 – Approved the award of purchase of one (1) high head portable wastewater pump, to be used for bypass pumping of sanitary sewer pump stations (Bid No. 0068-06-VA-QP), to Acme Dynamics, Inc., of Plant City, Florida, low bidder meeting specifications, in the amount of \$78,447 (*Option 1 as recommended by Water Utility*).

Item 11 – Approved the minutes of the following City Commission meetings as distributed (*as recommended by the City Treasurer-Clerk/Records Management*):

- April 5, 2006 Regular Meeting
- May 2, 2006 Special Meeting (Gaines Street Tour)

**Item 12** – Voted 3-2 (Commissioners Mustian and Katz opposed) to designate the Johns Building site for the Performing Arts Center and keep options open for use of the Chevron Building site (*brought forward by Commissioner Mustian*).

**Item 13–19** - By consensus, introduced the following ordinances and set public hearings as indicated (*as recommended by the City Attorney*):

Item 13 – Introduced Sterling Traditions Condominiums Rezoning Ordinance No. 06-Z-02, which would rezone .99 acres located on the east side of Hayden Road, approximately 400 feet south of West Pensacola Street, from University Transition (UT) zoning district to Urban Planned Unit Development (UPUD) (RZ-509) (applicant: Tallahassee 300, LLC), and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by Planning*).

Item 14 – Introduced Southern Comfort Homes, LLC, Etal., Rezoning Ordinance No. 06-Z-18, which would rezone 1.0 acre located on the north side of West Fourth Avenue between Old Bainbridge Road and Central Street from Residential Preservation 2 (RP2) to Central Urban (CU) (RZ-523) (owner/applicant: Southern Homes LLC, Sheffield Body Shop, and Welbert Colson, Jr.); implementing Comprehensive Plan Map Amendment 2006-1-M-001; and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by Planning*).

Item 15 – Introduced Josh Kaspan Rezoning Ordinance No. 06-Z-19, which would rezone 1.2 acres located at the intersection of Belle Vue Way and Hayden Road from Medium Density Residential District (MR-1) to UT (RZ-524); implementing Comprehensive Plan Map Amendment 2006-1-M-002; and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by Planning*).

Item 16 – Introduced Crawfordville Trace Neighborhood Rezoning No. 06-Z-20, which would rezone 17.5 acres in the Crawfordville Trace Subdivision owned by 43 individuals from Residence 2 to RP1 (RZ-525); implementing Large Scale Comprehensive Plan Map Amendment 2006-1-M-005, initiated by the Planning Department; and set the ordinance for public hearings on May 24 and June 28, 2006 (*Option 1 as recommended by Planning*).

Item 17 – Introduced McNeill - Spriggs House Rezoning Ordinance No. 05-Z-24, which would rezone property located at 117 S. Martin Luther King, Jr. Boulevard from Targeted Retail/Office Growth Area (RO) to RO with Historic Preservation Overlay (HPO) zoning district, and the addition of the property to the Local Register of Historic Places (RZ-528); and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by Planning*).

Item 18 – Introduced Wildwood Drive & Park Avenue West Abandonment Ordinance No. 06-O-30, which would abandon a public right-of-way located on the Florida State University (FSU) campus north of West Jefferson Street and west of Woodward Avenue (applicant: FSU); and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by Planning*).

Item 19 – Introduced Charter Amendment Ordinance No. 06-O-32, which would amend the Code of Ordinances to make the qualification period and method for election consistent as provided by state law; and set the ordinance for public hearing on May 24, 2006 (*Option 1 as recommended by the City Attorney*).

**Item 19.1** – Voted 5-0 to approve a purchase agreement for the sale of Parcel A (1.45 acres) of the Floridan Block to the McKibbon Group for a sale price of \$3 million, including a requirement that a development agreement, which identifies the terms and conditions for the development of the site, be executed between the City and the Developer as a condition of closing (currently proposed by the developer to be used for the construction of a 160-unit hotel and a 90,000 square foot office building, with the City to construct a parking garage on the western parcel (Parcel B) (*Option 1 as recommended by Economic Development*).

The Commission concurred with requesting input from the Community Redevelopment Agency (CRA) Downtown Redevelopment Commission on this project proposal, information on the capacity and funding commitment for the parking garage that the City would commit to construct on the adjacent Parcel B, and a review of the final project design.

**Item 20** – DELETED FROM THE AGENDA a discussion of the Transit Staff Restructuring and Expansion Section of the Renaissance Implementation Plan (*a StarMetro item*) – *to be re-scheduled for May 24, 2006.*

**Item 21** – Voted 5-0 to authorize a loan of \$200,000 from the City's Affordable Housing Trust Fund to the Community Redevelopment Agency (CRA), for the Goodbread Hills affordable housing apartment development and a loan of \$125,597 for the Frenchtown Village Marketplace mixed-use and residential development (*Option 1 as recommended by Economic Development*).

The Commission requested that the staff bring back details of the amount of commercial retail square footage included in the plans for the Frenchtown Village Marketplace.

**Item 22** – Voted 5-0 to approve a 30-day cellular-based data system pilot project for deployment on 30 laptops used by fire and police personnel, with Cingular, a state contract provider, in the amount of \$30,000 -- to fully evaluate the ability to transition public safety in-field laptops to a wireless mobile data system with increased bandwidth of the Wireless Area Network (*Option 1 as recommended by the Tallahassee Police Department (TPD)*).

The Commission directed that in the event this pilot project proved that the City could go to full deployment of this cellular-based system, then staff should create a competitive bid process for the three major providers under State contract.

### **Unagendaed Speakers**

Ms. Paula Smith, Chair of the Performing Arts Center Committee, 1005 E. Park Avenue, appeared before the Commission and urged the designation of the Johns Building site for the development of the Performing Arts Center.

Ms. Dot Inman-Johnson, 2121 Trescott Drive, representing the Capital Area Community Action Agency, appeared before the Commission and encouraged participation in the Tri-State Affordable Housing Conference, scheduled for June 7-8, 2006, in Tallahassee.

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

Commissioner Lightsey provided an update on the County Commission's reaffirmation of its support for a Joint Dispatch Center, and urged the staff to move forward expeditiously with a short-term implementation plan and a secondary plan for the long term, with some assistance from PTI Consultants.

Commissioner Mustian announced that the Gaines Street Design Charette, being held in Classroom A of the Challenger Learning Center in Kleman Plaza, was still underway and interested persons could join the charette in time to provide input at 7:00 p.m.

Commissioner Mustian also announced his plan to bring back an item on what would be involved in Tallahassee being designated a "bike ped community".

CTC:RM:ecg:05-09-06

**SUMMARY OF COMMISSION MEETING - May 15, 2006**

The City Commission met in special joint workshop session with the Board of Leon County Commissioners (County Commission) and took the following action (*City Commissioners Marks and Katz, and County Commissioners Proctor, Winchester and Grippa absent*):

Took the following tentative positions on the proposed amendments:

**Proposed Cycle 2006-2 Amendments to the Comprehensive Plan**

<b>Amendment</b>	<b>Description:</b>	<b>City Commission Tentative Position</b>	<b>County Commission Tentative Position</b>
<b>Consent Items:</b>			
<b>2006-2-T-001</b>	Proposed Future Land Use Element text amendment to designate Pisgah Church Road as a canopy road	Voted 3-0 to approve	Voted 4-0 to approve
<b>2006-2-M-006</b>	Proposed Future Land Use Map change from Recreation/Open Space to Recreation/Open Space Stormwater Facility on four (4) acres of a 30.7 acre site lying north of Four Points Way and south of Bragg Drive		
<b>Discussion Items:</b>			
<b>2006-2-T-002</b>	Proposed text amendment to create Policy 2.2.14 in the Conservation Element, which proposed that any new development or redevelopment on properties annexed by the City must meet the more stringent City or County stormwater quality treatment standards in place at the time of annexation	Voted 3-0 to deny	Voted 4-0 to withdraw the amendment
<b>2006-2-T-003</b>	<i>WITHDRAWN</i>		
<b>2006-2-M-004</b>	<i>WITHDRAWN</i>		
<b>2006-2-M-005</b>	<i>WITHDRAWN</i>		
<b>2006-2-M-007</b>	Proposed Future Land Use Map change applicable to 29 city and County owned park properties from Residential Preservation, Mixed Use, Rural, Urban Fringe, Rural Community, Government Operational, & Agricultural / Silviculture / Conservation to Recreation / Open Space,	Voted 3-0 to deny	Voted 4-0 to approve

placing these parks in a category that is consistent with their current and anticipated uses

<b>2006-2-M-008</b>	<i>WITHDRAWN</i>		
<b>2006-2-T-009</b>	Proposed text amendment to amend the Land Use Element to delete the Mixed Use Future Land Use Category & replace it with Village Mixed Use, urban Residential 2, Suburban, and Planned Development categories, implementing the Comprehensive Plan Reform Project	Voted 3-0 to approve with modifications recommended by staff	Voted 4-0 to approve with modifications recommended by staff
<b>2006-2-M-010</b>	Proposed map amendment changes applicable to all properties in the Mixed Use Future Land Use category, placing properties in the Residential Preservation, Activity Center, University Transition, urban Residential 2, Suburban or Planned Development future land use categories – implementing the Comprehensive Plan Reform Project		

*CTC:RM:ecg:05-17-06*

#### **SUMMARY OF COMMISSION MEETING - May 22, 2006**

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and the Leon County School Board (School Board), and took the following action (with City Commissioners Katz; County Commissioners Proctor, Winchester and Grippa; and School Board Member Lewis absent):

- Received a Power Point presentation from Attorney Cari Roth and her staff, Attorneys Suzanne VanWyke and Theresa Proctor, on developing prospective changes that would ensure local government was in compliance with Senate Bill 360/2005 Growth Management Legislation for Public School Facility Planning, divided into major topic areas that needed to be addressed by the County, the City, and the School Board
- Collectively voted 13-0 (City Commissioner Katz; County Commissioners Proctor, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendations 1.a, 1.b, 1.c, 1.d and 1.e, as presented:

#### **Coordination/Consensus:**

##### ***Recommendation 1.a:***

Use of mid-range population projections from the Bureau of Economic and Business Research (BEBR) at the University of Florida

##### ***Recommendation 1.b:***

The School Board to distribute the draft educational plant survey and information concerning the financial feasibility of the five-year draft district facilities plan to City/County by May 15th of each year; the City/County staff to provide comments 45 days prior to the School Board's annual workshop, which is scheduled in mid-July

**Recommendation 1.c:**

Five-year facilities plan to be adopted by reference in the Capital Improvement Element (CIE) of the City-County Comprehensive Plan following adoption by the School Board each year

**Recommendation 1.d:**

Utilize the existing process set forth in the City/County Sewer and Water Agreement

**Recommendation 1.e:**

Retain current School Board representation on Planning Commission, to review all Comprehensive Plan amendments and rezonings; expand function of the review to include impact of all Plan amendments and rezonings to residential categories on school capacity within the impacted concurrency service area; City/County staff to develop needed forms in cooperation with School District staff

- Collectively voted 13-0 (City Commissioner Katz; County Commissioners Proctor, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendation 2 as presented:

**School Siting:**

**Recommendation 2:**

Update sections 3 and 4 of the current interlocal agreement to meet new statutory requirements, especially establishing a process for the development of siting criteria which encourages the location of public schools proximate to urban residential areas to the extent possible and seeks to co-locate schools with other public facilities such as parks, libraries, and community centers to the extent possible

- Collectively voted 11-0 (City Commissioners Katz and Mustian; County Commissioners Proctor, DePuy, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendations 3.a.1, 3.a.2, 3.b.1, 3.b.2, 3.b.3, 3.b.4, 3.b.5, 3.b.6, 3.b.7 and 3.c, as presented:

**Concurrency:**

**Recommendation 3.a.1:**

$PS = ((\text{Development Students} - \text{Available Capacity}) \times \text{Cost per student station}^*)$

Development students = students generated by development that are assigned to a particular school

Cost = Department of Education (DOE) published cost per student station\*

Available Capacity = School capacity – (Enrollment + Vested)

**Recommendation 3.a.2:**

City and County Staff to generate vested numbers for School Board staff based upon approved, unbuilt subdivisions, by early Fall

**Recommendation 3.b.1:**

Sharing of information and analysis for concurrency purposes occurs at application for development order – subdivision and site and development plan for both City and County

**Recommendation 3.b.2:**

City to add School Board representative on Development Review Committee (DRC)

**Recommendation 3.b.3:**

City and County to amend current concurrency policy manual to authorize collection of proportionate share contributions and to require the procedures in Recommendation 3.b.4

**Recommendation 3.b.4:**

Applicant to complete School Impact Analysis for review by School Board staff with report to City or County growth management (two-week turnaround time for School Board staff); City and County to consider School Board report and incorporate the School Board's findings on the following:

- number of students generated by the proposed development for the concurrency service area(s) impacted (School Board has projections based on actual experience),
- analysis of available capacity in each school service area, and
- whether proportionate share mitigation is required of applicant.

City/County may issue development order contingent upon completion of mitigation required in development agreement.

**Recommendation 3.b.5:**

Mitigation reflected in a Development Agreement (not a Ch. 163 agreement); School Board negotiates agreement with applicant; City Manager/County Administrator or his or her designee to execute agreement on behalf of City/County

**Recommendation 3.b.6:**

School District to hire or otherwise devote one FTE staff to perform the analysis function and be point person for negotiating mitigation agreements with applicants

**Recommendation 3.b.7:**

Authorize the following mitigation options:

- Contribution of land acceptable to the School Board
- Payment for land acquisition
- Construction of new or expansion of an existing public school facility acceptable to the School Board
- Developer-established mitigation banks, including both construction of schools and acquisition of land
- Accept only District-owned, portables meeting SREF standards where core capacity is available
- Accept charter school only if it is built to SREF standards and reverts to District ownership upon closure

**Recommendation 3.c:**

Define concurrency service areas and establish mandatory adoption process less than district-wide – school attendance zones, as adjusted by the School Board

- Collectively voted 11-0 (City Commissioners Katz and Mustian; County Commissioners Proctor, DePuy, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendations 4.a, 4.b and 4.c, as presented:

**Level-of-Service Standards:**

**Recommendation 4.a:**

Level-of-service (LOS) standards must be uniform and district-wide: 100% of Florida Inventory of School Houses (FISH) capacity for elementary, middle and high schools

**Recommendation 4.b:**

The LOS standards will be adopted into the CIE of the City/County Comprehensive Plan; annual amendments will be considered through the Coordinating Committee

**Recommendation 4.c:**

School Board to annually compare projected students to available capacity within each school service area over the five-year period; make recommendations for changes through Coordinating Committee (see Recommendation 6)

- Collectively voted 11-0 (City Commissioners Katz and Mustian; County Commissioners Proctor, DePuy, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendations 5.a and 5.b, as presented:

**Initial Comprehensive Plan Amendments:**

**Recommendation 5.a:**

City and County to coordinate with School Board staff on revisions and processing; January 8, 2008 is goal for adoption of the Public School Facilities Element of Comprehensive Plan by the Commissions

**Recommendation 5.b:**

City and County staff to coordinate with School Board staff and adopt first CIE update with Public School Facilities Element by January 8, 2008, and annually thereafter

- Collectively voted 11-0 (City Commissioners Katz and Mustian; County Commissioners Proctor, DePuy, Winchester and Grippa; and School Board Member Lewis being absent) to support staffs' recommendation 6, as presented:

**Oversight and amendment:**

**Recommendation 6:**

Keep annual joint Board/Commission meetings

Appoint one member each from the Commissions and the Board to form a Coordinating Committee; the Committee to meet twice per year (according to Comprehensive Plan amendment cycles), or more often, as needed, to address the following:

- Changes to the process for sharing information on planned school facilities and City/County participation in the five-year Capital Facilities Plan;
- Changes to the adopted LOS standards;
- Changes to the school concurrency service areas;
- Monitoring of the concurrency management system;
- Changes to the Interlocal Agreement;
- Amendments to the CIE, Public School Facilities Element, or Interlocal Coordination Elements of the City/County Comprehensive Plan;
- Effectiveness of School Concurrency Implementation; and
- Staffing, data and research needs.

The Committee shall issue a report with recommended changes to each respective Board or Commission within 60 days of each meeting.  
Each Board/Commission appoints one citizen member to the Coordinating Committee

- Superintendent Montford requested that the staff working group prepare a policy statement regarding the dilemma that these rules were causing at the local level, to be signed by each local elected official and sent to all of the governmental lobbyists, the Secretary of Education on the federal level, the President, members of Congress, the Governor, and to the staff on the Education Committees in Florida so that they could understand what was happening at the local level -- as suggested by Commissioner Lightsey,
- Mayor Marks confirmed that the Interlocal Agreement on Public School Facility Planning was scheduled for approval by the governing bodies in August, with the City Commission to address the issue on August 23, 2006.
- Commissioner Lightsey requested a staff report on what had been done and what could be done regarding vested parcels in the City.
- Superintendent Montford requested that the staff working group bring back a specific recommendation to establish some communication process with local governments in adjoining counties so that those counties and Leon County could move forward together on addressing this new school concurrency issue.
- Superintendent Montford requested that the staff working group also bring back some recommendation on how the three governing bodies could include all aspects of the community and ensure that the public was fully informed on these issues.
- County Commissioner Rackleff requested that staff provide copies of the display maps to all Commissioners/Board members.
- County Commissioner Thael announced the County was holding a Development Summit on June 7, 2006, and that much of this would be discussed at that time.
- Recognized the following members of the staff working group:
  - Mr. Paul Byrd, Executive Director for Facilities Planning and Construction (LCS)
  - Dr. Jon H. Cramer, Director of Facilities Systems (LCS)
  - Dr. Jim Croteau, Assistant Superintendent for Business Services, Leon County Schools (LCS)
  - Dr. Barbara Wills, Executive Director for Planning and Policy (LCS)
  - Mr. Wayne Tedder, Director, Tallahassee-Leon County Planning Department (TLCPD)
  - Mr. Fred Goodrow, Comprehensive Planning Division Manager (TLCPD)
  - Mr. Dan Lucas, Senior Planner (TLCPD)
  - Mr. Ed Young, Graphics and Research Division Manager (TLCPD)
  - Mr. David McDevitt, Director of Growth and Environmental Management, Leon County
  - Mr. Tony Park, Director of Public Works, Leon County
- Thanked Attorney Roth and her staff, and the staff of the three governments for their work on this issue.

*CTC:RM:ecg:06-14-06*

#### **SUMMARY OF COMMISSION MEETING - May 24, 2006**

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

**Item 1** – Received a presentation and request from Mr. David Jones, President and Director of Florida Disabled Outdoors Association, for some City assistance in locating and providing some funding for a Miracle League athletic field for disabled children and adults

The Commission encouraged Mr. Jones to continue working with City and County staff members on a joint venture to help with this request.

**Item 2** – Recognized the following City employees graduating from the Senior City Certified Supervisor Training Program, entitled “Freshen Your Intellect” (FYI), and presented certificates of completion to them:

Ms. Edie Harrison, Growth Management

Mr. Lynn Lease, Utility Business and Customer Service

Mr. Daniel Mann, Growth Management

Ms. Denise O’Neal, Growth Management

Ms. Mona Pearson, Fire Department

**Items 2.1-10** – Voted 5-0 to approve the staff’s recommendations presented in Consent Agenda Items 2.1-10, taking the following action:

Item 2.1 – Approved the following appointments to the Municipal Code Enforcement Board to terms expiring June 2009 *(as recommended by the Mayor)*:

Appointment: Ms. Echo Gates *(replacing Mark Thomasson)*

Reappointment: Mr. Brian Will

Item 2.2 – Approved the following reappointments to the Downtown Improvement Authority (DIA) to terms expiring June 2009 *(as recommended by the Mayor)*:

Mr. William Moor, Jr.

Mr. Andy Reiss

Mr. Thornton Williams

Item 3 – Approved the Selection Committee’s ranking of proposals for Continuing Consulting Civil Engineering/Architectural Services for Capital Projects at the Tallahassee Regional Airport, RFP #0064-06-KR-TC, and authorized the City Manager to execute the related general contracts with the following firms:

Reynolds, Smith and Hills, Inc.

CDM

Kimley Horn and Associates

Item 4 – Approved the award of a change order, in the amount of \$95,522.52, to the construction contract with Bass Construction Company, Inc., for the Palmer Munroe Community Center Renovation, for a total revised contract amount of \$1,049,165.52 (Contract No. 1082) *(Option 1 as recommended by Facilities Management)*

Item 5 – Approved the award of bid for the purchase of ready-mix concrete (Bid No. 0144-06-VA-TC) to Tallahassee Redi Mix, low bidder meeting specifications, for estimated expenditures of approximately \$300,000 per year; authorized staff to enter into a contract for the period June 1, 2006 through May 31, 2007, with the option to extend the contract for up to two one-year periods, with economic price adjustments for each year, should services be deemed satisfactory (*Option 1 as recommended by Procurement*)

Item 6 – Authorized the establishment of a FY2006 work order to support the operation and maintenance of the Tallahassee Leon Community Animal Service Center (TLCASC), and an appropriation of \$29,759 to that work order from the Animal Shelter Donations Account #115-0-366005 (\$14,129) and the TLCASC Reserve Account #272236 (\$15,630) (*Option 1 as recommended by Neighborhood and Community Services [NCS]*)

Item 7 – Joined in the dedication and approved the Summer Lake Phase I subdivision plat, containing 2.19 acres subdivided into five (5) lots bounded on the north by Hartsfield Plantation Unit II, and on the south, east and west by unplatted lands, planned for development as single-family residential by Hossein Ghazvini (*as recommended by Public Works/Engineering*)

Item 8 – Joined in the dedication and approved the Apalachee East Phase III subdivision plat containing 77.90 acres subdivided into 92 lots bounded on the north and east by Doyle Connor Boulevard, on the south by Apalachee East Phases I & II and on the west by unplatted lands, planned for development as single-family residential by Apalachee East, Ltd., with Joseph F. Chapman, IV as its president (*as recommended by Public Works/Engineering*)

Item 9 – Joined in the dedication and approved the Investment Park Phase II subdivision plat containing 20.60 acres subdivided into two (2) lots, located on Sessions Road bounded on the north and east by unplatted land, on the south by Interstate 10 and on the west by Investment Park Phase I, planned for development as multi-family attached by Sessions Road Partnership, LLC, with Steven E. Allen as authorized representative officer (*as recommended by Public Works/Engineering*)

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

March 29, 2006 Regular Meeting

April 19, 2006 Regular Target Issues Workshop

**Item 10.1** – Received a Power Point presentation by Mr. Steve Vancore, of VancoreJones Communications, Inc., summarizing the preliminary findings of the citizen survey conducted April 20-May 6, 2006, which indicated that 80% of City residents had a favorable opinion of services provided by the City (*brought forward by Budget & Policy*)

**Item 11** – Received a Power Point presentation on a draft Airport Master Plan Update, presented by The LPA Group; voted 5-0 to accept the Airport Master Plan draft and authorize staff to proceed with remaining elements, including Federal Aviation Administration (FAA) and Florida Department of Transportation (FDOT) review *Option 1 as recommended by Aviation*)

Welcomed Ms. Opal McKinney-Williams, Vice Chair of the Airport Advisory Committee, and representatives of The LPA Group

Discussed the Airport Master Plan and provided the following direction regarding the Airport Master Plan:

- use extreme caution to avoid adverse impacts to environmentally sensitive areas, i.e., the ecology, karst features and sinkholes, as planning proceeded on proposed expansion projects at the Airport
- clarified that Airport Administration would consider offers to buy out remaining homeowners located within the Airport Noise Contour area
- requested that copies of the Airport's Minimum Standards be distributed to the Commissioners
- requested a comparison of minimum standards and fixed base operator operations (FBO) for similar-size comparable regional airports

**Item 12** – Voted 5-0 to approve the Selection Committee's ranking on the award of bid for Airport Hangar Construction/Lease RFP #0063-06-KC, and to authorize staff to negotiate and execute Hangar Construction/Lease Agreements with Flightline Group/Development Corporation, sole bidder meeting specifications, for a \$2.0-\$2.8 million proposal to provide the largest hangar project ever undertaken on the Airport utilizing both the North and Central apron locations (*Option 1 as recommended by Aviation*)

- ascertained the facts of a bid award grievance filed by Aero Associates
- clarified with staff that this project could potentially create opportunity for a second FBO

**Item 13** – Voted 5-0 to authorize StarMetro to 1) issue a Request for Information (RFI) for transit advertising services; 2) approve the Staff Restructuring Plan, as presented, including the elimination of 35 temporary positions and overtime, the addition of 27 new full-time drivers, and the addition of three (3) transit staff positions; and 3) approve nine new driver positions for service route enhancements only if the previously submitted FDOT grant is approved in July 2006 (*Option 1 as recommended by StarMetro*)

**Item 14** – Voted 5-0 to authorize staff to 1) finalize and execute a negotiated seven-year contract with Waste Pro to provide residential Solid Waste Services in the contracted area of the City, with the contractor to provide the existing level of service (LOS) for the first six (6) months at a cost of \$15 per customer per month while City staff investigates the restructuring of services and the Commission to select a permanent LOS before April 1, 2007; and 2) authorize the City Manager, with concurrence from the City Attorney, to execute the contract – at an estimated cost of approximately \$600,000 from the Solid Waste Rate Stabilization Fund for the first six months of the contract (*Option 1 as recommended by Solid Waste Services*)

- agreed that some improvement was needed in the collection of solid waste
- suggested that the staff investigate separating the collection of yard trash from the contract for solid waste collection services

**Item 15** – DELETED FROM THE AGENDA the Annual Salary Review for Appointed Officials (*an item brought forward by Human Resources*)– rescheduled for June 7, 2006

**Item 16** - Held the first of two public hearings on Ordinance No. 06-O-27, introduced on April 26, 2006, which would amend the Sign Code to allow tri-vision and variable message signs as incentives for removing billboards, and amend the Zoning Code to allow billboards in portions of Activity Center AC Zoning districts; set the second public hearing on this ordinance for July 12, 2006 (*brought forward by the City Attorney*)

- discussed some suggestions offered by Commissioner Mustian for staff analysis/recommendations prior to the next public hearing

Mr. Lloyd Childree, 337 Meadow Ridge Drive, representing Lamar Outdoor Advertising, appeared before the Commission in support of this item.

**Item 17** – Held a public hearing on the adoption of the Frenchtown Watershed Stormwater Master Plan, brought forward from a public hearing held February 22, 2006; voted 3-2 (Commissioners Lightsey and Mustian opposed) to approve Alternative 6C -- providing for a Greenwood Pond, reduced improvements to the Carter Howell Strong Park Pond, and minimal conveyance improvements; and authorized staff to pursue voluntary acquisitions of land that would help with the aggregation of land needed for Alternative 6A, which would provide for a Rollins Street Pond and broader stormwater management improvements to the overall Frenchtown area, and seek to work out a compromise with impacted citizens in the next six months (brought forward by Public Works/Stormwater Management)

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

Mr. Bill Rollins, 5460 E. Rollins Street, representing the Rollins Family (opponent)

Ms. Harriet Crawford, 2417 Windy Pine Way, representing Trinity Missionary Baptist Church (opponent)

Mr. Henry C. Hunter, 219 E. Virginia Street, representing Trinity Missionary Baptist Church (opponent)

**Item 18** – Held a public hearing on Piney-Z Plantation Planned Unit Development (PUD) Rezoning Ordinance No. 06-Z-22AA, introduced on March 8, 2006, and continued from the public hearing held March 29, 2006; voted 4-1 (Commissioner Gillum opposed) to adopt Ordinance No. 06-Z-22AA, amending the existing Piney-Z Planned Unit Development (PUD) located on the north side of Apalachee Parkway, east of Conner Boulevard, by eliminating 134,495 square feet of non-residential uses, and adding 120 residential units (Applicant: Piney-Z, Ltd.), based on the findings and conditions of the Development Review Committee (DRC), and contingent on approval of the next item (First Amendment to Piney-Z Farms Development Agreement) (*Option 2 as recommended by Planning*)

The Commission expressed concern with the application of the Community Development District (CDD) and observed that care should be taken with future PUDs where an agreement was made on a design expected for the future.

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

Mr. Richard Kessler, 753 Eagle View Drive (opponent)

Mr. Tom Cooper, 624 Eagle View Circle (opponent)

Ms. Gwen Mathis, 1200 Brafforton Drive (opponent)

Ms. Geraldine Rudd, 681 Eagle View Circle (opponent)

Ms. Colleen Tice, 1159 Landings Loop (opponent)

Ms. Paula Clark, 11359 Brafforton Drive (opponent)

Ms. Pamela McWilliams, 529 N. Meridian Street (opponent)

Mr. Richard Mergy, 4895 Heritage Park Boulevard (opponent)

Ms. Jill Gustafson, 915 Park View Drive (opponent)

Mr. Cleveland White, 4733 Plantation View Drive (opponent)

Ms. Dedra Mitchell, 967 Park View Drive (opponent)

Ms. Mildred Kelly, 4912 Park View Court, President of the Piney-Z Homeowners Association (proponent)

Mr. Larry Pushor, 974 Park View Drive (proponent)

Mr. Booker Warren, 4655 Fledgling Drive (proponent)

Mr. Gary Zins, 2417 Fleischmann Road, representing Evergreen Communities (proponent)

Mr. Jan M. Bridges, 4865 Lake Park Drive (proponent)

Ms. Nancy Linnan, 215 South Monroe Street, Suite 215, representing Evergreen Communities (proponent)

Ms. Anne Parker, 949 Piney-Z Plantation Road (proponent)

Ms. Tanya Hightower, 4704 Planters Ridge Drive (proponent)

**Item 19** – Held the second and final public hearing on the First Amendment to Piney-Z Farms Development Agreement, a Chapter 163 Development Agreement on parcels purchased by Evergreen Communities, Inc., located on the north side of Apalachee Parkway, east of Conner Boulevard, the first public hearing having been held April 26, 2006; voted 4-1 (Commissioner Gillum opposed) to approve this First Amendment to the Development Agreement, changing the designated uses from village center with office/commercial to residential condominium and single-family homes, modifying the highway medical commercial at the northeast corner of Conner Boulevard and Apalachee Parkway to become a 2.06-acre site for office/retail, and changing the 100-foot buffer east of the existing church site to a 30-foot buffer, and providing no reduction to the amount of open space -- maintaining the PUD requirement of 87.59 acres of open space, and extending the expiration date of the Development Agreement from August 28, 2006, to August 28, 2015 (*Option 1 as recommended by the City Attorney*)

There were no speakers on this item.

**Item 20** – Held a public hearing on Sterling Traditions Condominiums Rezoning Ordinance No. 06-Z-02AA, introduced on May 10, 2006; voted 5-0 to adopt the ordinance, rezoning .99 acres located on the east side of Hayden Road, approximately 400 feet south of West Pensacola Street, from University Transition (UT) zoning district to Urban Planned Unit Development (UPUD) (RZ-509) (applicant: Tallahassee 300, LLC) (*Option 1 as recommended by Planning*)

Mr. Barry Poole, 2145 Delta Boulevard, representing Poole Engineering & Surveying, Inc. appeared before the Commission in support of this item.

**Item 21** – Held a public hearing on Southbrook Rezoning Ordinance No. 06-Z-16, introduced on March 8, 2006, and continued from March 29, 2006, which would amend the existing Southbrook Planned Unit Development (PUD), located on the northwest corner of the intersection of Capital Circle Southwest and Balkin Road, to allow for residential uses throughout the entire property with a maximum residential density of 16 dwelling units per acre, including attached and detached single-family units (applicant: Linderand, Inc.); by consensus, continued the public hearing on this ordinance July 12, 2006, pursuant to the request of the developer (*brought forward by Planning*)

There were no speakers on this item.

**Item 22** – Held a public hearing on Southern Comfort Homes, LLC, Etal., Rezoning Ordinance No. 06-Z-18, introduced on May 10, 2006; voted 5-0 to adopt the ordinance, rezoning 1.0 acre located on the north side of West Fourth Avenue between Old Bainbridge Road and Central Street from Residential Preservation 2 (RP2) to Central Urban (CU) (RZ-523), implementing Comprehensive Plan Map Amendment 2006-1-M-001 (owner/applicant: Southern Homes LLC, Sheffield Body Shop, and Welbert Colson, Jr.) (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 23** – Held a public hearing on Josh Kasper Rezoning Ordinance No. 06-Z-19, introduced May 10, 2006; voted 5-0 to adopt the ordinance, rezoning 1.2 acres located at the intersection of Belle Vue Way and Hayden Road from Medium Density Residential District (MR-1) to UT (RZ-524), implementing Comprehensive Plan Map Amendment 2006-1-M-002 (applicant/owner: Josh Kasper/Stadium Place of Tallahassee, LLC) (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 24** – Held the first of two public hearings on Crawfordville Trace Neighborhood Rezoning No. 06-Z-20, introduced on May 10, 2006, which would rezone 17.5 acres in the Crawfordville Trace Subdivision owned by 43 individuals from Residence 2 to RP1 (RZ-525), implementing Large Scale Comprehensive Plan Map Amendment 2006-1-M-005 (initiated by the Planning Department); and set the second public hearing on the adoption of Ordinance No. 06-Z-20 for July 12, 2006 (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 25** – Held a public hearing on McNeill - Spriggs House Rezoning Ordinance No. 06-Z-24, introduced on May 10, 2006; voted 5-0 to adopt the ordinance, rezoning property located at 117 S. Martin Luther King, Jr. Boulevard from Targeted Retail/Office Growth Area (RO) to RO with Historic Preservation Overlay (HPO) zoning district, and providing for the addition of the property to the Local Register of Historic Places (RZ-528) (applicant/owner: Kent Spriggs) (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 26** – Held a public hearing on Wildwood Drive & Park Avenue West Abandonment Ordinance No. 06-O-30, introduced on May 10, 2006, which would abandon a public right-of-way located on the Florida State University (FSU) campus north of West Jefferson Street and west of Woodward Avenue (applicant: FSU); by consensus, continued the public hearing on the adoption of the ordinance to July 12, 2006, allowing further analysis of the City conditions for this abandonment (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 27** – Held a public hearing on Charter Amendment Ordinance No. 06-O-32, introduced on May 10, 2006; voted 5-0 to adopt the ordinance, amending the Code of Ordinances to make the qualification period and method for election consistent as provided by state law (*Option 1 as recommended by the City Attorney*)

There were no speakers on this item.

The Commission clarified with staff that this year's qualifying period for candidates running in the November election was set for July 17 to noon, July 21, 2006.

**Item 28** – Commissioner Mustian requested that the staff investigate and bring back by the end of the current year a recommendation on a streamlined way to plant more trees in the rights-of-way median areas of state roads in the community and to keep the newly-planted trees alive and healthy, and to provide information on how the City was paying the cost of planting the trees.

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

Commissioner Katz suggested that a potential policy of not renting vehicles that average less than 25 mpg be discussed during the budget process.

Commissioner Lightsey suggested that in the future, the importance of regular meeting attendance needed to be clarified for new committee/board members.

**Unagendaed** - recognized upcoming retirement of Ms. Brenda Tanner from City employment and thanked her for her service and helpfulness.

*CTC:RM:ecg:05-31-06*

#### **SUMMARY OF COMMISSION MEETING - May 24, 2006**

##### **Integrated Resource Planning Study Workshop**

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

Received a Power Point presentation update on the Integrated Resource Planning (IRP) Study focusing on analyses of eight sensitivity cases, cost components, capacity planning, a Sterling Planet proposal for "clean" power with no fossil-fueled resources, and demand side management (DMS) bundles

Discussed the underlying data of the sensitivity cases and the analyses

- requested more information on the Sterling Planet proposal
- requested that a purchase power analysis be presented in June 2006

Additionally, Mayor Marks recognized Ms. Ellie Whitney and thanked her for her contributions to the community, noting that Ms. Whitney was in the process of moving from Tallahassee.

*CTC:RM:ecg:05-26-06*

#### **SUMMARY OF COMMISSION MEETING - June 7, 2006**

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

**Item 1** – On behalf of the Florida Department of Elder Affairs and the Positive Aging Community Project, Mr. Bryan Desloge, Chairman of the Positive Aging Team, presented a Certificate of Appreciation to Ms. Sheila Salyer, of the Senior Citizens Center, and thanked her for her efforts in reaching out to the entire community with this community aging project; he also thanked the Commission for its support.

**Item 2** – On behalf of the City Commission and the City of Tallahassee, Mayor Marks presented a proclamation to Mr. William Deeb and members of the Deeb family in recognition of the E. B. Deeb Department Store/Deeb's Hats 101-year history and contribution in the history of Downtown Tallahassee, and acknowledgment of the store's closing on May 15, 2006.

**Item 3** – DELETED FROM THE AGENDA the presentation of certificates to the winners of the Water Conservation Poster Contest in recognition of National Drinking Water Week.

**Item 4** – Received a presentation, presented by Mr. Ken Armstrong, President of the United Way (UW) of the Big Bend, thanking City employees and recognizing the City of Tallahassee's contributions to the 2005 Local Government United Way Campaign, which had raised \$400,000 from City and County employees, of which over \$250,000 was from City of Tallahassee employees; accepted the "UW Leadership Giving Award", the "UW Excellence in Leadership Award", and the "UW Most Creative Campaign Award"; presented Certificates of Appreciation to City Coordinator, Robert Wigen, and Local Government Chair, Michelle Bono, for their leadership in the 2005 Campaign; presented UW Certificates of Appreciation to the departmental coordinators for the 2005 UW Campaign, and recognized Don DeLoach as the City's chair for Leadership Giving.

**Item 5** – Mr. Merlin Mitchell, President of the Los Robles Neighborhood Association, thanked the City Commission and the City Manager for their financial and other help in restoring the historic Los Robles Gate.

**Consent Agenda Items 6-13 and 15-17** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 6-13 and 15-17, taking the following action:

Item 6 – Approved a budget adjustment to increase the budget for the Airport Terminal Improvements Project (COT No. 03632) by \$600,000, allowing completion of the Baggage Claim Improvements portion of the project, for a total revised budget appropriation of \$6,035,000 (*Option 1 as recommended by Aviation*)

Item 7 – Approved the ranking of respondents to RFP No. 0091-06-BM-TC for a medium and heavy duty truck contract for cab and chassis, and parts purchases, training and technician services, and authorized the selection committee to negotiate with Ward International, the top-ranked vendor, for a five-year term contract with an additional five-year extension based upon performance; if negotiations are not successful, authorized negotiations with the next organization according to the rankings (*Option 1 as recommended by Fleet Management*)

Item 8 – Approved the purchase of 29 replacement automobiles and trucks, pursuant to the terms and conditions of Florida Sheriffs Association Contract #04-12-0823, including 25 police vehicles from Duval Ford, Jacksonville, Florida, in the amount of \$659,900, and four (4) from Orville Beckford Ford-Mercury, Milton, FL, in the amount of \$82,558 (*Option 1 as recommended by Fleet Management*)

Item 9 – Approved the allocation of FY2006 State of Florida Edward Byrne

Memorial Justice Assistance Grant funding, as recommended (*Option 1 as recommended by the Tallahassee Police Department [TPD]*)

Item 10 – Approved the Perkins-Adams subdivision plat, containing 0.49 acres subdivided into two (2) lots, bounded on the north and east by Golf Terrace Unit No. 3, on the south by Perkins Street, and on the west by Adams Street, planned for development as commercial business by Evergreen Real Estate Management company, with David A. Barrett as its president (*as recommended by Public Works/Engineering*)

Item 11 – Joined in the dedication and approved the Metropolitan Corporate Center Phases II & III subdivision plat, containing 30.63 acres subdivided into ten (10) lots, bounded on the north by Interstate 10, on the south partially by unplatted land and partially by Metropolitan Corporate Center Phase I, on the east by Thomasville Road, and on the west by unplatted lands, planned for development as commercial offices by Kids Ventures, Inc., with J. Pat Krause as its president, and The Middlebrooks Investment Groups, LTD, with Harry Middlebrooks, Jr. as its president (*as recommended by Public Works/Engineering*)

Item 12 – Approved the Olson Crest subdivision plat, containing 4.91 acres subdivided into 19 lots, bounded on the north, south and east by unplatted land, and on the west by Olson Road, planned for development as single-family residential by Only Green, Inc., with Steve Daws as its president (*as recommended by Public Works/Engineering*)

Item 13 – Joined in the dedication and approved the Southwood Unit 22 subdivision plat, containing 15.62 acres subdivided into two (2) lots, bounded on the north by Southwood Unit 1, on the south and east by the proposed Grove Park Drive, and on the west by Southwood Unit 15 and Colleton Court, planned for development as single-family residential by the St. Joe Company, with Pat Groeniger as its vice president (*as recommended by Public Works/Engineering*)

Item 14 – PULLED FROM CONSENT FOR DISCUSSION an item relating to the award of contracts for debris removal and ancillary emergency services (*brought forward by Public Works/Streets & Drainage*)

Item 15 – Approved the purchase and installation of recycle pumps for the Thomas P. Smith Water Reclamation Facility, Bid No. 0147-06-VA-BP, including the following (*Option 1 as recommended by Water Utility*):

- a. Awarded the purchase of four (4) internal recycle pumps to Hudson Pump & Equipment Co. of Orlando, Florida, low bidder meeting specifications, in the amount of \$300,232;
- b. De-obligated Water Utility Capital Project No. 06136 (Aerobic Digester Refurbishment), and its available balance of \$349,361; and,
- c. Approved the re-appropriation of \$310,000 from the balance in the Sewer Capital Improvement Fund for the acquisition and installation of the four (4) recycle pumps

Item 16 – Approved the purchase of a new traveling water screen for the Southeast Farm sprayfield on Tram Road from Farm Pump & Irrigation Company, Inc. (F.P.I.), of Shafter, California, sole responsive bidder meeting

specifications, in the amount of \$60,828 (*Option 1 as recommended by Water Utility*)

Item 17 – Approved the minutes of the following City Commission meetings as distributed (*as recommended by the City Treasurer-Clerk/Records Management*):

- 04-25-06 - Special Meeting (Joint City-County Commission Public Hearings on Cycle 2006-1 Comprehensive Plan Amendments Adoption and First Hearing on Cycle 2006-2 Amendments)
- 04-26-06 - Regular Meeting
- 05-04-06 - Special Meeting (Cycle 2006-2 Comprehensive Plan Amendments Workshop)

**Item 14 (pulled from Consent)** – Discussed the City's share of the cost being 12.5% while the state would pay the balance of the costs for response and recovery in the event of a disaster occurring in this area, and discussed the option of contracting with more than one company and requesting that those companies give priority commitment to the City of Tallahassee area; voted 5-0 to approve the award of primary and secondary contracts for debris removal to the following vendors based on their ranking order in the event of a major storm or other disaster impacting the area, and require a guarantee of priority commitment (*Option 1 as amended as recommended by Public Works/Streets & Drainage*):

1. Crowder – Gulf Joint Venture
2. DRC Emergency Services, LLC
3. Omni Pinical, LLC
4. Ashbritt Environmental

Additionally, clarified that the City continued to fully participate in the County Emergency Management Services operation, and provided three (3) City staff members to provide assistance and serve as liaison with the City.

**Items 18-28** – By consensus, introduced Ordinances Nos. 06-O-29, 06-O-31, 06-Z-33, 06-Z-34, 06-Z-35, 06-Z-36, 06-Z-37, 06-O-38, 06-O-39, 06-Z-40 and 06-O-41, as presented:

Item 18 – Introduced Ordinance No. 06-O-29, which would amend the Land Development Code to include required interconnectivity of new developments, implementing Comprehensive Plan Amendments 2006-1-T-009 and 2206-1-T-010, and set public hearing on the ordinance for July 12, 2006 (*Option 1 as recommended by Planning*)

Item 19 – Introduced Ordinance No. 06-O-31, which would amend the Land Development Code to revise the temporary use provisions to impose the same permitting requirements on all meetings and groups that use tents for temporary uses, including "religious tent meetings", and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by the Attorney's Office*)

Item 20 – Introduced Ordinance No. 06-Z-33, which would rezone 60 acres located on the east side of North Meridian Road approximately 2,800 feet south of Bannerman Road from Lake Protection (LP) zoning district to Planned Unit Development (PUD) zoning district (RZ-538), allowing for a 116,000 square feet sanctuary building that would allow for a day care center, a pre-school, and after school programs (applicant: Wildwood Presbyterian Church), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by Planning*)

Item 21 – Introduced Ordinance No. 06-Z-34, which would rezone 2.1 acres more or less located at the northeast corner of North Meridian Road and Plantation Road from Residential Preservation 1 (RP-1) to PUD zoning district (RZ-539) (applicant: Chabad House of Tallahassee), and set the ordinance for public hearing on July 12, 2006, with the understanding that it might be necessary to move the public hearing to a later date (*Option 1 as recommended by Planning*)

Item 22 – Introduced John Corrigan Byrne Rezoning Ordinance No. 06-Z-35, which would rezone properties located at the southeast corner of the intersection of East Sixth Avenue and North Adams Street (Lots 18, 20 and 22 of Block C, Lake View Addition) from Central Urban (CU) to CU-26 zoning district (RZ-540), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by Planning*)

Item 23 – Introduced John Corrigan Byrne Rezoning Ordinance No. 06-Z-36, which would rezone properties located at the southwest corner of the intersection of East Fifth Avenue and North Gadsden Street from CU to CU-26 zoning district (RZ-541), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by Planning*)

Item 24 – Introduced Mandaly Bay Rezoning Ordinance No. 06-Z-37, which would rezone 13.4 acres more or less located on the northwest side of North Blair Stone Road approximately 450 feet south of Phillips Road from Office Residential 3 (OR-3) to Residential 1 (R-1) (Single Family Detached REsidential) (RZ-542) (applicant: Sunland I, LLC), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by Planning*)

Item 25 – Introduced Animal Hospital of Southwood Annexation Ordinance No. 06-O-38, which would provide for the voluntary annexation of .84 acres into the City, located at 2528 Capital Circle Southeast just south of Monday Road – currently zoned Activity Center (AC) and being renovated as a veterinary clinic (applicant: Sherri Kasper), and set the ordinance for public hearing on June 28, 2006 (*Option 1 as recommended by the Office of the Mayor*)

Item 26 – Introduced Holy Comforter/Fleischmann Road Annexation Ordinance No. 06-O-39, which would provide for the voluntary annexation of approximately 40 acres, located adjacent to the school on Fleischmann Road in the Critical Planning Area (CPA) land use category and currently used for recreational purposes, including ballfields for the school – the completion of this annexation resulting in all of the school property being located within the City limits (applicant: Holy Comforter Episcopal School), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by the Office of the Mayor*)

Item 27 – Introduced Michael Hartman & Matthew Scaringe Rezoning Ordinance No. 06-Z-40, which would rezone property located at 114 East Fifth Avenue from CU to CU-45 zoning district (RZ-543), and set the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by Planning*)

Item 28 – Introduced Welaunee Strip Annexation Ordinance No. 06-O-41, which would provide for the voluntary annexation of the westerly remainder strip of Welaunee property, (located contiguous to the southern boundary of the Holy Comforter School parcel that was also being introduced for annexation), consisting of approximately 5 ¼ acres located within the Urban Services Area (USA) in a Critical Planning Area (CPA) (applicant: John W. Mettler, Jr.), and set

the ordinance for public hearing on July 12, 2006 (*Option 1 as recommended by the Office of the Mayor*)

**Item 29** – Voted 5-0 to approve a Road Right-of-Way Maintenance Agreement with the Florida Department of Transportation (FDOT) for the period July 1, 2006 through June 30, 2007, and authorized the City Manager to execute the agreement requiring FDOT to reimburse the City \$616,424 annually, to be paid on a quarterly basis at \$154,106 per quarter (*Option 1 as recommended by Public Works/Streets & Drainage*)

**Item 30** – Received a Power Point presentation on the results of a Gaines Street Corridor Design Charette; voted 5-0 to accept additional information requested to supplement the Gaines Street Corridor Feasibility Study Report's findings, and direct staff to bring back a report in two weeks that in general incorporates in concept the two-way traffic plan with slower traffic speeds, wider sidewalks and all amenities, recognizing that the transportation system would have to be properly sequenced to avoid traffic gridlock, that certain areas of right-of-way would be larger or smaller, not looking toward a four-lane FAMU Way extension, and include a response to a request for information on a concept plan for Gaines Street as a whole and other streets, the impact of left turns into a business on the opposite side of the street, the potential of creating a designated separate bike lane on one of the parallel streets such as Madison Street, the timing and sequencing of all of the changes to the transportation system (*Option 1 as amended as recommended by Public Works/Project Management*)

Ms. Ruth Borden, Chair of the Gaines Street Vitalization Committee, and Mr. Rick Hall, of Hall Planning & Engineering, Inc., appeared before the Commission relative to this item.

**Item 31** – Voted 5-0 to execute an agreement with the Northwest Florida Water Management District for the reimbursement of \$1 million of construction expenses for the Tram Road Reuse Facility (TRRF project), which was the City's initial venture into providing reclaimed wastewater for public access reuse for irrigation in the Southwood area and for a future City park located in Southwood (*Option 1 as recommended by Water Utility*)

**Item 32** – DELETED FROM THE AGENDA a request for approval of a Habitat for Humanity Paving Assessment and request for additional funding (*an item brought forward by Public Works*) – rescheduled for June 28, 2006

**Item 33** – Voted 4-1 (Commissioner Mustian opposed) to establish the reported median of the performance evaluations for each appointed official as the basis for that official's merit increase, in accordance with City Commission Policy 1002, adjusting the policy to ensure that the appropriate timeline is maintained (*recommended by Human Resources as amended*)

**Item 33.1** – Voted 5-0 to authorize the City Manager to execute an amendment to the current Florida Department of Environmental Protection (FDEP) grant agreement for Cascades Park Remediation Services, in the amount of \$3 million, bringing the total grant amount to \$7.2 million and expanding the scope of reimbursable costs or services (*Option 1 as recommended by the Attorney's Office*)

Mayor Marks thanked Ms. Dinah Hart, the City's Legislative Liaison, for her work on the legislative process.

**Item 33.2** – Voted 5-0 to approve a Change Order to Council Contracting, Construction Contract No. 1086, for required structural repairs to the Eastside Parking Garage, in the amount of \$53,842 (*Option 1 as recommended by Facilities Management*)

**Unagendaed**

Commissioner Lightsey announced that the Downtown Improvement Authority (DIA) had won an award at the Small Business Chamber event the previous day.

Mr. Ham Dowling, Jr., owner of J. H. Dowling, Inc. with his son, appeared before the Commission and, noting that he had been in business on Madison Street since 1955, objected to reducing the size of the Gaines Street roadway and reducing the speed limit to 25 mph.

Pastor Stanley B. Sims, Jr., 9217 Miccosukee Road, representing A Shepherd's Hand Resource Center, Inc., appeared before the Commission and encouraged support for the second annual North Florida Community Faith-Based Substance Abuse Prevention Summit, planned for the tri-county area, including Leon, Gadsden and Wakulla Counties.

Mayor Marks requested that each Commissioner discuss this request with the City Manager in terms of how to respond to this request.

*CTC:RM:ecg:06-16-06*

### **SUMMARY OF COMMISSION MEETING - June 13, 2006**

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

#### **OPERATING BUDGET WORKSHOP**

Received a presentation and discussed the proposed Fiscal Year 2007 Operating Budget for the City of Tallahassee, totaling \$730 million, which would provide for a 5% increase in the proposed operating budget over the approved 2006 operating budget and also included an increase of \$40 million in fuel and natural gas costs

Requested information on increases in personnel in the Building Inspection area in terms of Inspectors and Growth Management staff

Suggested that the overall number of City personnel should be compared with some comparable municipalities

Suggested that the staff provide the same kind of information for comparable size airports and transportation systems, and requested that the staff also investigate whether there should be some kind of critical mass number beyond which there was not much variation, i.e., some existing literature regarding the desired number of Full Time Equivalent (FTE) employees per a mass number

Suggested that StarMetro revenues be closely monitored and, at some point during the next year, some consideration should be given to finding a way of increasing the revenue for the StarMetro Renaissance

Flagged the whole area of StarMetro services for more information in general in terms of whether the funds invested were sufficient and how the StarMetro Renaissance was progressing

Requested a status report on the StarMetro Bus Advertising Program

Requested that staff provide some clarification of the original contribution to Danfoss/Turbocor for construction and then additional payments, and sources of funding

Requested an update on the conversion of part-time temporary bus driver positions to full-time positions, and how the establishment of 27 additional bus driver positions had resolved the problem

Requested a comparison with other comparable municipalities in terms of response time and officers on the street per capita, in an effort to benchmark that number

Flagged for discussion the amount of funds being allocated towards deterring youth gang activities and suggested that some consideration should be given to making sure TPD had the resources to address this issue

Requested a comparison with other communities on their staffing level for community oriented policing

Flagged for discussion the potential need for more engineers and permitting staff, and a better understanding of how the increased permitting fees would be used

Requested a 1-2 page white paper on the kind of salary adjustments being made to some of the key positions that would need to be filled with anticipated retirements

Requested that the staff survey what other communities were doing to fund street sweeping services to ensure that best practices used in this community

Flagged the street sweeping funding issue for additional discussion, some analysis of the stormwater projects and their financing, and a better understanding of the street sweeping program

Requested some basic information on the downtown improvement program that would be funded through the Capital City Chamber allocation

Suggested that two categories be created in the Comprehensive Human Services Program (CHSP) for funding effective coordinating groups that did not provide direct services, the coordinating groups and the startup groups

Flagged a request to fund the Trauma Center with \$300,000 annually, and endorsed funding this request at least for FY2007 to help get the program established and take up the issue of future funding in the future year' budget

Concurred to steer some existing project funds to FSU Master Craftsman Program

Requested a one-page historic review of the CHSP from the Committee, including how it was funded, how additional funds could be added, if categories needed to be added for coordinating councils or start ups for new organizations, and some options for the current year, what the funding level would be if the allocation had been increased by the CPI amount each year since inception of the CHSP process; tentatively increased the CHSP allocation by \$123,250 for a total allocation of \$1.0 million

Tentatively allocated \$306,000 to match the State grant amount for the Old City Waterworks Building restoration

Requested that staff clarify the County's latest position on providing some funding for the Hope Community

Flagged for additional information the request for additional funding of \$75,000 for the Cultural Resource Commission (CRC) for the Cultural Plan implementation in FY2007

Requested that information be provided on the percentage of the overall City Attorney's Budget expended on contract services

Requested a brief written report on projections for the City's investment funds with regard to the City Employees' Pension Plan and employee contributions – to be provided along with actuarial report in two-three weeks

Requested that staff provide a timeframe for what would be required to adopt a property tax increase as a dedicated revenue source for some of the items that had been discussed

### **CAPITAL BUDGET WORKSHOP**

Received a presentation and discussed the proposed Capital Improvement Plan for Fiscal Year (FY) 2007, totaling \$242.5 million, and a Five-Year Capital Improvement Program totaling \$1.2 billion

Flagged the Tennessee Street Gateway Enhancement Project to keep it in the budget

Flagged the College Avenue Project for discussion and information on what could be done with \$4 million allocated in FY2007-2008, the overall plan for College Avenue improvements, and potentially scaling back the cost of that project

Flagged for a status report the work being done on beautifying the South Adams Street area

Flagged for information the \$10 million request for the Digital Upgrade for the 800 MHz Public Radio Project, which was not recommended for funding and not included in the budget

Flagged the Bradford Road PASS Project for some understanding of the delay in scheduling the project

Flagged the Lonbladh Road PASS Project for some understanding of the delay in scheduling the project

Flagged the Northridge Road PASS project for information on why its funding was deleted

Requested information on the current and projected levels of funding for sidewalks

Flagged for additional information the Downtown Pedestrian Signage System Project, which was scheduled for funding in FY2011; suggested that the staff work with the County on developing some consistency in the format of signage used in the downtown and potentially utilize the FSU Master Craftsman Program to develop a single unique format for the signs; and to investigate having this funded through the Downtown CRA instead of general government

Suggested that new signage should be phased in beginning in FY2007 with some more immediate funding to provide some orientation and directions to major points of interest for visitors coming out of the major parking garages

Requested additional information on the work scheduled for FY2007 with the proposed \$100,000 allocation for the Downtown Pedestrian and Vehicular Enhancements Project

Concurred with the staff's intent to bring back the feasibility of privatizing the maintenance of some of the specialty vehicles in the City Fleet for discussion outside of the budget process

Requested information on getting the Tom Brown Park on the general government list of projects and what evaluative process it would go through

Flagged the FSU Connector Road project, which would evaluate the road system accessing the new FSU Intramural Fields, for information on the scope of that project and associated future capital costs, and some discussion in conjunction with the College Avenue project

Commissioner Gillum requested that the report on the Adams Street beautification project be brought back during this budget process, including some discussion of the extent of progress being made on that project in comparison with some newer projects

Flagged the New Bus Shelters project for information on funding the bus shelters through advertising and freeing up the mitigation funds for other needs

Flagged for discussion the issue of setting policy to require some kind of transportation mitigation to establish a funding plan for StarMetro to increase bus service to serve high-density student population housing developments

Requested information on the concurrency funding that was projected under Senate Bill 360 and if that potential additional funding source could be directed to the StarMetro Renaissance Plan

Flagged the Taylor Energy Center (TEC) funding issue for information as part of the budgetary process as well since it had a major impact on the budget over time

Flagged for more information the ongoing allocations for the Frenchtown Infrastructure project

Flagged the Water and Sewer System Charge and Tap Fee Waivers for information on the amount historically spent

Requested information on the status of the Urban Entertainment Center project, including information on any existing related agreements

Flagged for information the plan and expenditures for the Lake Bradford Road Gateway Enhancement Project

Flagged the Major Intersection Improvements Project as a potential funding source for the Lake Bradford Road project

Requested information on whether some State grant funds for beautification were available for the Lake Bradford Road project

Recommended that the focus for the Lake Bradford Road project be on the area between the Railroad tracks and Gaines Street, and that something be done about the railroad overpass and the entrance to the Elberta Crate park

Recommended that the whole Lake Bradford corridor be scheduled for a Long-Range Planning Target Issue discussion in the near future

Requested some discussion of establishing a dedicated amount of funding each year for PASS and MiniPASS sidewalk projects, as they were more than what had been identified through the Neighborhood Infrastructure Program

Requested information on including in the budget a project to initiate StarMetro's idea to develop a pilot project to establish a lane for mass transit or high-occupancy vehicles with three or more riders on one of the high-traffic streets

Requested information on how the City Manager's top priority of beautification of the south side had been factored into the budget and how the performance on that would be evaluated, noting that this related to litter pick-up, pro-active code enforcement, beautification programs, strategic use of waste collection systems

Requested an update on residential and commercial code enforcement

CTC:RM:ecg:06-30-06

### **SUMMARY OF COMMISSION MEETING - June 14, 2006**

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

**Item 1** – Voted 4-0 (Commissioner Mustian absent) to approve supplemental funding, in the amount of \$70,000, for R. W. Beck to complete an assessment of the costs and benefits associated with determining the value of additional transmission investment, needed for inclusion in the overall assessment of the purchased power cases under consideration in the Integrated Resource Planning (IRP) Study (Option 1 as recommended by Electric Utility)

As part of the discussion of issues related to the City's overall transmission planning strategy, staff committed to refresh some items that were covered in the November 2005 presentation on transmission issues and submit that information to the City Commissioners, along with an analysis of the impacts on the system from unscheduled power flows ("loop flow").

Mr. Frank Gaffney, Vice President and Principal of R. W. Beck, appeared before the Commission relative to this item and provided a summary of work completed on an assessment of the value of transmission investments.

**Item 2** – By consensus, deferred an IRP Study Update and review of the risk analysis process to the Regular Commission Meeting scheduled for June 28, 2006, with direction to the staff to keep the agenda light and attempt to re-schedule the meeting to start at 3:30 p.m. rather than 4:00 p.m.

### **SUMMARY OF COMMISSION MEETING - June 28, 2006**

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

**Item 1** – Presented a proclamation recognizing the July 4, 2006, Celebrate America event, on its 21st anniversary

Ms. Jan Bubsey, Executive Director of Celebrate America, and Mr. Bob Holland, representing Bud Light/Tri-Eagle Sales, appeared before the Commission relative to this item.

**Item 2** – Received a Power Point presentation from Mr. Glenn Farris, CEO and Founder of Biomass Gas & Electric (BG&E), regarding a proposed BG&E Big Green Energy Project: the Tallahassee Renewable Energy Project, a 30 MW project, which could be increased up to 75 MW, to supply part of the projected growth needs for the City of Tallahassee and its residents through a 30-year power purchase agreement

Voted 4-0 (Commissioner Mustian absent) to authorize the City Manager to go forward with contract negotiations and bring the issue back for approval no later than the first week in August

**Items 3-5 and 7-22** – Voted 4-0 (Commissioner Mustian absent) to approve the staff's recommendations presented in Consent Agenda Items 3-5 and 7-22, taking the following action:

Item 3 – Approved the reappointment of Ms. Maribel Nicholson-Choice to the Tallahassee-Leon County Planning Commission/Local Planning Agency to a term expiring June 2009 *(as recommended by the Mayor)*

Item 4 – Approved the award of multiple contracts for production and strategic marketing services (RFQ #0149-06-KR-RC), as follows *(as recommended by Communications/WCOT)*:

- Creative:
  - Diane Wilkins Productions
  - Mike Vasilinda Productions
  - Think Creative
- Production:
  - Diane Wilkins Productions
  - Mike Vasilinda Productions
  - Think Creative
- Design:
  - Quest Corporation of America
  - Vancore Jones Communication
  - The Zimmerman Agency
  - Think Creative
- Strategic:
  - Vancore Jones Communication
  - Moore Consulting
  - RB Oppenheim
  - Quest Corporation

Item 5 – Approved the purchase of a maintenance agreement for support of the Advanced Help Desk and Unicenter applications from CA, Inc., in the amount of \$63,000 *(Option 1 as recommended by Information Systems Services [ISS])*

Item 6 – *PULLED FROM CONSENT* a recommendation to approve the award of contracts for administrative and semi-professional temporary labor services (Bid #0161-06-KR-BC) *(brought forward by Procurement Services) – SEE BELOW*

Item 7 – Approved the award of three-year term contracts for the purchase of limerock and crushed stone (Bid #0160-06-JAG-TC) to the following primary and secondary vendors meeting specifications, and authorized staff to purchase the services on an as needed basis, in accordance with the terms and conditions of the contracts – for total estimated expenditures of \$600,000 over the three-years of the contracts *(Option 1 as recommended by Procurement Services)*:

- Cabbage Grove Mining Co., Inc.
- Martin Marietta Materials, Inc.

Item 8 – Approved the ranking of vendors submitting bids for painting contractor services (RFQ #0158-06-ER-TC), and authorized staff to enter into three-year contracts with the following five (5) highest-scored firms meeting specifications – for total estimated expenditures of \$300,000 over the term of the contracts (*Option 1 as recommended by Procurement*):

- Berigan Painting Contractors, Inc.
- Jimmie L. Wilson and Son Painting, Inc. (MBE-Certified)
- Soloman Painting
- Taul Enterprises
- Worth Contracting, Inc.

Item 9 – Approved the purchase of sports lighting for the Meadows Soccer Complex artificial turf field from Musco Sports Lighting, LLC, sole source provider of the standardized purchases of Control Link system of sports lighting, in the amount of \$117,837 (*Option 1 as recommended by the Parks and Recreation Department [PRD]*)

Item 10 – Adopted Resolution No. 06-R-22, requesting a roadway and utility easement from the Florida Department of Environmental Protection (FDEP) for the purpose of maintaining Stadium Drive (*Option 1 as recommended by Public Works/Real Estate*)

Item 11 – Approved the conversion of Call and Virginia Streets to two-way operation – at an estimated cost of \$350,000 and \$320,000 respectively, to be funded from the Sales Tax Extension Fund 304 (*Option 1 as recommended by Public Works/Traffic Engineering*)

Item 12 – Joined in the dedication and approved the Hartsfield Hills Subdivision plat, containing 29.61 acres, subdivided into 67 lots, bounded on the north by Hartsfield Plantation Unit I, on the south by Interstate 10, on the east partially by Old Bainbridge Road and partially unplatted land, and on the west by unplatted land, planned for development as single-family attached and detached housing by Behzad Ghazvini (*as recommended by Public Works/Engineering*)

Item 13 – Approved a \$152,808.33 reduction in the total paving assessment to Habitat for Humanity for the Tallahassee Highlands Paving Assessment Project, to a new total of \$305,616.67, and approved a reduced maximum assessment of \$10,914.88 per each of the 28 lots – for a \$152,808.33 increase in project costs to the City, to be funded from the Affordable Housing Trust Fund (*Option 1 as recommended by Public Works/Engineering*)

Item 14 – Authorized the City Manager to execute a Letter of Authorization No. 2 to The LPA Group, Inc. to continue providing general engineering services for project management support for the Neighborhood Infrastructure Enhancement Program, under its BP2000 GEC Contract No. 597, for a period of one year, at a cost of \$212,461.53 (*Option 1 as recommended by Public Works/Project Management*)

Item 15 – Approved the award of bid for the purchase and installation of variable frequency drives at wastewater Pump Station No. 12 (Bid #0169-06-O-2006/VA) to All Florida Electric of Tallahassee, Inc., low bidder meeting specifications, in the amount of \$269,100 (*Option 1 as recommended by Water Utility*)

Item 16 – Approved the partial award of a triennial price agreement for the installation of chain-link fencing at various water well and elevated tank sites (Bid #0136-06-VA-TC) to Florida Fence & Deck, of Tallahassee, Florida, low bidder meeting specifications, at an estimated annual cost of \$100,000 (*Option 1 as recommended by Water Utility*)

Item 17 – Approved the award of a three-year term contract for the rehabilitation and replacement of gravity sewer lines by a pipe bursting system using trenchless technology (Bid #0151-06-VA-TC) to Murphy Pipeline, of Jacksonville, Florida, low bidder meeting specifications, in a total amount not to exceed \$1,550,000 over the term of the contract (*Option 1 as recommended by Water Utility*)

Item 18 – Approved a supplemental appropriation, in the amount of \$500,000, from the Sewer Fund balance, to fund legal services, expert witnesses, and related costs in response to challenges of the proposed operating permit for the Thomas P. Smith Water Reclamation Facility and Southeast Farm Spray Field – to defend the proposed permit conforming to FDEP rules and regulations, and incorporating the Water Utility's plan for wastewater treatment improvements on an economical and sound engineering and scientific basis (*Option 1 as recommended by Water Utility*)

Item 19 – Approved amendments to Contract No. 1101 for the Installation of Underground Utilities, with RAW Construction LLC of Monticello, Florida to complete the timely construction of water and sewer mains along US Highway 90 East to serve a major church development, including: 1) the boring of up to 14" pipe and 2) increasing task order limitations from \$100,000 to \$250,000 per task order; authorized a task order in a not-to-exceed amount of \$190,800 for water main installation with a 10% construction contingency of \$19,000; authorized a task order in the not-to-exceed amount of \$190,370 for sewer force main installation and a 10% construction contingency of \$19,000; and authorized a supplemental appropriation of \$220,000 to Project 0100728 from the available balance in the Sewer Systems Charge Fund (*Option 1 as recommended by Water Utility*)

Item 20 – Approved the appropriation of \$316,109 for the Cascades Park Remediation Project; and authorized the City Manager to execute an amendment to the WRS Infrastructure and Environment, Inc. (WRS) contract, in the amount of \$816,109, to reflect the required additional excavation and to implement the reduced per unit price for the deep excavation (*Option 1 as recommended by Utility Business & Customer Service*)

Item 21 – Adopted Resolution No. 06-R-25, authorizing defeasance of the Tallahassee Community College (TCC) Foundation Student Housing Revenue Bonds, Series 1990A and 1990B, which had been used to develop the Orchards student housing complex (*as recommended by the City Treasurer-Clerk*)

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

- December 1, 2005 Special Meeting (Joint City-County Public Hearing on Transmittal of Cycle 2006-1 Comprehensive Plan Amendments)
- May 15, 2006 Special Meeting (Joint City-County Workshop on Cycle 2006-2 Comprehensive Plan Amendments)
- May 22, 2006 Special Meeting (Joint City-County-School Board Workshop)

**Item 6 (pulled from Consent)** – By consensus, deferred to July 5, 2006, a request to approve the award of contracts for administrative and semi-professional temporary labor services (Bid #0161-06-KR-BC), pending additional information (*brought forward by Procurement Services*)

**Items 23-25** – Sitting as the Tallahassee Community Redevelopment Agency (CRA), with non-voting Ex Officio Board Members Henry Lewis and Kim Williams joining the Commissioners at the dais, took the following action:

**Item 23** – Voted 4-0 (Commissioner Mustian absent) to adopt the proposed Bylaws of the Downtown Redevelopment Committee as amended and approved by the Downtown Redevelopment Commission on May 9, 2006 (*Option 1 as recommended by Economic Development*)

Discussed some general concern with all committees/boards adhering to a standard for members' attendance, so that the Chair would coordinate excused absences

Ascertained that at the direction of the CRA, Commissioner Mustian had recommended Will Butler as an additional member to the Downtown Redevelopment Commission, and they would recommend another member to the CRA

Ascertained that Mr. Andy Reiss served as the Downtown Redevelopment Commission liaison to the Downtown Improvement Authority (DIA)

**Item 24** – Voted 4-0 (Commissioner Mustian absent) to adopt the proposed program guidelines for the Greater Frenchtown/Southside Community Redevelopment Area Commercial Façade Improvement Program and authorize the City Manager and/or Executive Director of the Tallahassee Community Redevelopment Agency to make minor modifications in the program procedures to assist in implementation (*Option 1 as recommended by Economic Development*)

Discussed the need to be aggressive in publicizing the program, and to be sensitive to keeping the application process simple

Suggested the need to establish a theme and maintain architectural continuity in particular areas, such as Gaines Street

Suggested that the FSU Master Craftsman Program and the FAMU School of Architecture be utilized

**Item 25** – Voted 4-0 (Commissioner Mustian absent) to adopt the proposed program guidelines for the Greater Frenchtown/Southside Community Redevelopment Area Water/Service Fee Waiver Pilot Program, and authorize the City Manager and/or Executive Director of the Tallahassee Community Redevelopment Agency to make minor modifications in the program procedures

to assist in implementation (*Option 1 as recommended by Economic Development*)

**Items 26-27** – By consensus, introduced Ordinances Nos. 06-O-42 and 06-O-43, as presented:

**Item 26** – Introduced Ordinance No. 06-O-42, clarifying and/or providing minor changes to Chapter 5 (Environmental Management) of the Land Development Code for the regulations to be implemented in accordance with the policy direction given by the City Commission, and set the first and only public hearing for July 12, 2006 (*Option 1 as recommended by Growth Management*)

**Item 27** – Introduced Ordinance No. 06-O-43, clarifying and/or providing minor changes to Chapter 9 (Subdivisions and Site Plans) and Chapter 10 (Zoning) of the Land Development Code for the regulations to be implemented in accordance with the policy direction given by the City Commission, and set the first and only public hearing for July 12, 2006 (*Option 1 as recommended by Growth Management*)

**Item 28** – Received a staff update, Power Point presentation, on the Integrated Resource Planning (IRP) Study, and indicated that four basic cases would be brought to the Commission for further analysis, with risk analysis results to be presented on July 5, 2006 (*brought forward by Electric Utility*)

**Item 29** – Voted 4-0 (Commissioner Mustian absent) to adopt Resolution No. 06-R-26, authorizing the purchase of natural gas from the Tennessee Energy Acquisition Corporation (TEAC), and authorized the City Manager to execute the Natural Gas Supply Agreement with the TEAC -- providing for a 20-year agreement for the City of Tallahassee purchase of natural gas supply services to the City of Tallahassee (*Option 1 as recommended by Energy Services*)

**Item 30** – Voted 4-0 (Commissioner Mustian absent) to adopt Resolution No. 06-R-24, committing the City of Tallahassee to provide its portion of the required local match payment, up to a total of \$35,000 if DayJet Corporation satisfies the state requirements for the Qualified Targeted Industry (QTI) Program tax refunds, for DayJet to establish a "DayPort" air service site at the Tallahassee Regional Airport to offer regional air service (*Option 1 as recommended by Economic Development as amended to identify the correct funding source*)

**Item 31** – Held a public hearing on the Fiscal Year 2007 proposed operating and capital budgets for the City of Tallahassee, with a final budget workshop scheduled for July 5, 2006, and two public hearings on the proposed budget scheduled for September 13 and 27, 2006 (*brought forward by the Office of Budget and Policy*)

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

- Mr. Billy Holder, 227 Waynard Way, representing the Parks & Recreation Advisory Board (proponents of funding for new restrooms at Winthrop Park in FY2007)
- Ms. Linda Frazier, 1560 Lee Avenue (proponents of funding for new restrooms at Winthrop Park in FY2007)
- Mr. Gene Gandy, 8239 Buck Lake Road, representing the Parks Advisory Board (proponents of funding for new restrooms at Winthrop Park in FY2007)
- Mr. Tim Marston, 2062 W. Forest Drive, representing the Board of the Tallahassee Tennis Association (proponents of funding for new restrooms at Winthrop Park in FY2007)
- Mr. Darwin Gamble, 1248 Halifax Court, Vice President of the Greater Brandt Hills Neighborhood Association (proponent of funding for Governor's Park, new restrooms at

Winthrop Park, Jake Gaither Park issues, and moving up funding for the Bradford Road sidewalk)

- Mr. David Jones, Tallahassee Drive, representing the Florida Disabled Adults Association (proponent of funding for the Miracle League Baseball Field program)
- Ms. Anita L. Davis, 708 Bragg Drive, representing the Jake Gaither Neighborhood Association, (proponent of the renovation or new construction of the Jake Gaither Neighborhood Center)
- Ms. Edwina Stephens, 608 FAMCEE Avenue, representing South Side Neighborhoods (proponent of the renovation or new construction of the Jake Gaither Neighborhood Center, and increased budget for Public Works Streets & Drainage)
- Mr. Chuck Mitchell, 3890 Tan Mouse Road, representing the Big Bend Homeless Coalition (proponent of full funding of the HOPE Community transitional housing budget request)
- Ms. Kay Freeman, 4126 Arklow Drive, representing the Big Bend Homeless Coalition (indicated her availability to answer questions relating to the HOPE Community budget request)
- Mr. Warren Jones, representing Tallahassee Memorial Hospital (submitted a letter requesting funding participation in the establishment of a new Regional Trauma Center)

**Item 32** – Held a public hearing on Ordinance No. 06-O-38 and voted 3-0 (Commissioners Katz and Mustian absent) to adopt the ordinance, providing for the annexation of .84 acres located at 2528 Capital Circle Southeast, just south of Monday Road, for the Southwood Animal Hospital (*Option 1 as recommended by the Office of the Mayor*)

There were no speakers on this item.

#### **Unagendaed Speaker**

Dr. Kim O'Conner, 406 Essex Drive, appeared before the Commission relative to the Taylor Energy Center (TEC).

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

Mayor Marks recommended that consideration be given to establishing a budget for Sister City Program expenses.

Commissioner Katz requested that the City Attorney be authorized to prepare an ordinance regarding giving local charitable contribution preference in purchasing and contracting with the City. The Commission concurred and City Attorney English advised that the ordinance would be presented for introduction on July 12, 2006, and public hearing on August 24, 2006.

Commissioner Lightsey reported on her attendance at an appreciation dinner at the American Legion Post 13, recognizing contributions to fundraising activities by various City departments, and stated that she had been given Certificates of Appreciation for each City Commissioner.

*CTC:RM:ecg:07-03-06*

#### **SUMMARY OF COMMISSION MEETING - July 5, 2006**

The City Commission met in final budget workshop session on the proposed Fiscal Year 2007 Operating and Capital Budgets for the City of Tallahassee, and took the following action (with Commissioner Lightsey participating by telephone):

By consensus, directed staff to transfer \$5,000 from the current year's Contingency Fund to the Mayor's Office for expenses related to the Sister City Program for the remainder of Fiscal Year 2006, and approved including funding in the amount of \$5,000 in the FY 2007 budget for the Sister City Program; indicated the amount needed for that program would be evaluated in future years

Voted 5-0 to adopt the FY 2007 tentative millage rate of 3.7 mills for the City of Tallahassee and 1.0 mills for the Downtown Improvement Authority (DIA); confirmed public hearings on the budget scheduled for September 13 and 27, 2006, at 6:00 p.m. in the Commission Chamber of City Hall (Option 1 as recommended by Budget and Policy)

Concurred to retain \$10,000 in the proposed budget for the Capital City Chamber of Commerce; requested additional information on the Chamber program that this would help fund

Concurred to include in the proposed operating budget \$20,000 for the Domestic Violence Coordinating Council, and to retain the \$40,000 for Project Whole Child included in the proposed budget; directed staff to add an additional \$40,000, bringing to a total of \$100,000 for coordinating type agencies, and requested that the United Partner for Human Service (UPHS) come back to the City Commission with a plan on how the additional \$40,000 in funding would be distributed; clarified that the intent of the City Commission was to see this funding allocated for coordinating type agencies that usually do not qualify through the Community Human Services Partnership (CHSP) process; and directed staff to see if a coordinating agency category could be established in the CHSP process in the future

Voted 3-2 (Commissioners Katz and Gillum opposed) to include as a placeholder in the proposed budget an additional \$75,000 to the Cultural Resource Commission (CRC), contingent on information on how it would be utilized and a plan for subsequent funding that recognized this would not be funded on an ongoing basis; suggested that the CRC solve the staffing of committees from its administrative funding and clarified that funding for new programs should be included in the programs awarded funding on a competitive basis from the cultural grant process

Concurred with the intent to encourage Leon County to provide a contribution of funds to help meet the human service needs through the CHSP process

Discussed the need for some partners in funding the HOPE Community and any future expansions of that program or facility; concurred that the HOPE Community program should be included as a Legislative Priority for 2007

Voted 4-1 (Commissioners Katz opposed) to include recurring funding in the amount of \$300,000 for the proposed trauma center at Tallahassee Memorial Hospital; concurred in directing that this amount be included in all five years of the budget projections but revisited during the budget process each year; and concurred in directing that recurring funding for human services and a regional trauma center should be Legislative Priorities in 2007

Concurred with a proposal for Commissioner Katz to develop a conceptual plan for circulation to the City Commissioners to present to the County Commission relating to the City's position on the County's ½-cent tax referendum for healthcare for the indigent, and the need to find a designated funding source to help meet human service needs in the community, particularly in view of cuts in federal and state aid

Voted 5-0 to include an additional \$123,250 to the CHSP to provide additional funding for the Hope Community, bringing the CHSP funding total to \$1.0 million

Voted 5-0 to include \$1,500,000 to finish the Jake Gaither Community Center, \$600,000 for the Lawrence Gregory Community Center, and \$300,000 for the Winthrop Park Restrooms, with funding allocated from available 2004 general government bond proceeds

Voted 5-0 to keep South Adams Street and Lake Bradford Road gateway enhancement projects in the proposed budget; to keep the Tennessee Street gateway enhancement project in the proposed budget; agreed to deobligate \$3,644,000 in sales tax funds from the North Monroe Street gateway enhancement project, reduce the scope of the A.J. Henry Park project and deobligate \$6,062,000 in sales tax funds from that project, and allocate the deobligated funds to the College Avenue, Weems Road and Northwest Park projects; and agreed to supplement funding for College Avenue and Weems Road from the sales tax 2005 intersection improvement project

Requested that the Bradford Road PASS project be moved up to FY08 in the five-year capital plan and requested that staff bring back a recommendation on how this could be done, i.e. reducing the scope of the project, phasing sections of the project.

Concurred to use South Adams Street as a template for other gateway entrance projects, to have the design of the enhancements reviewed by the Commissioners before proceeding with them, and to schedule a workshop on the gateway projects

Concurred that the Lake Bradford Road gateway enhancement project should be delayed two years in order to coordinate construction of this project with the Gaines Street Project.

Concurred to allow staff flexibility to use some of the remaining 2004 bond proceeds or sales tax intersection improvement funds for some immediate short-term changes on Gaines Street

Voted 5-0 to phase in over three years the increase in rental rates for non-profit organizations renting City space at the community centers, and then establish annual rate adjustments based on the CPI

Concurred to add College Avenue improvements to the Legislative Priority list for 2007

Concurred to include a budget item to fund interim transportation needs to alleviate traffic issues during the construction of the new FSU Intramural Fields, as the North-South connector road was not scheduled to be completed until after the construction of those intramural fields

Voted 5-0 to include in the proposed budget the matching funds in the amount of \$306,000 for the state historic preservation grant for the Waterworks Building, to be earmarked for funding from the 2004 general government bond proceeds pending a presentation in September by the Waterworks Building private preservation group

Expressed interest in budgeting some amount for preventive activity for youths addressing criminal gang activity

Directed StarMetro staff to identify any required additional funds for the StarMetro Renaissance as well as to establish benchmarks for ridership, etc., so that the Commission would be able to gauge the success of the Renaissance; requested six-month updates on the progress of the StarMetro Renaissance

Discussed requirements for dedicated bus lanes and costs of implementing them, with the cost of consultant services to be included in the final budget.

**SUMMARY OF COMMISSION MEETING - July 5, 2006**

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

**Item 1** – Presented a proclamation proclaiming July 5, 2006 as Superintendent Bill Montford Day in the City of Tallahassee, and extended an invitation to a reception held in honor of his retirement as Superintendent of Leon County Schools

Superintendent Montford and his family, and members of the School Board appeared before the Commission relative to this item.

**Item 2** – Recognized City Employee/Retiree Artists who were featured in the Second Annual TOWN (Tallahassee's Own) Show; presented special certificates to artists Ken Bass, Frank Dietrich, Cindy Mead, and Mack Rush; and thanked everyone who participated in the Show

Also, recognized Leslie Puckett and Clint Riley, with the Cultural Resources Commission (CRC), the organization responsible for most of the art exhibits in the City Hall Art Gallery and the Artport Gallery at the Tallahassee Regional Airport

Recognized and thanked City employees Sandy Bennett Jefferson and Jeanne Kimball for coordinating this year's TOWN Show

**Item 2.1** – Recognized and presented certificates to the following winners of the Water Conservation Drop Savers Poster Contest:

- First Place: Erin Lustria, a 4th grader in Shannon Jones' class at Gilchrist Elementary School
- Second Place: Marina Peterson, a 4th grader in DeRushiel (Rusha) Bellamy's class at DeSoto Trail Elementary
- Third Place: Kiera Walters, a 4th grader in Janice Hogenmuller's class at Kate Sullivan Elementary (Ms. Walters was represented by her teacher, Ms. Hogenmuller.)

**Items 3, 5-8 and 10-18** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3, 5-8 and 10-18, taking the following action:

Item 3 – Authorized staff to accept a Federal Aviation Administration (FAA) FY2006 Airport Improvement Program (AIP) Discretionary Grant, in the amount of approximately \$1.2 million, to the Tallahassee Regional Airport, to fund the Airport's Terminal Security Improvements Project (#05103); authorized execution of the Discretionary Grant Agreement; and approved a budget amendment to the project budget in the amount of \$1.2 million from the AIP, and \$75,000 from the Passenger Facility Charge (PFC), for a total project budget of \$1,275,000 (Option 1 as recommended by Aviation)

Item 4 – PULLED FOR DISCUSSION an item relative to the delegation of environmental permitting authority for the Capital Circle NW/SW Widening Project to the Leon County Environmental Compliance Division (Option 1 as recommended by the Blueprint 2000 Intergovernmental Agency)

Item 5 – Approved a Use Agreement with Tallahassee Community College (TCC) for use of the Tallahassee Fire Department (TFD) training facility by TCC for delivery of its Firefighter I and II Minimum Standards Program for Florida certification (Option 1 as recommended by TFD)

Item 6 – Approved the award of a three-year contract for the purchase of uniforms for firefighters (Bid #0115-06-JAG-TC) to G-Willie's Uniforms, low bidder meeting specifications, in the total amount of approximately \$70,000 for the term of the contract (Option 1 as recommended by TFD)

Item 7 – Approved the purchase of three (3) utility vehicles from Duval Ford, of Jacksonville, Florida, in accordance with State of Florida Contract #070-001-05-1, in the amount of \$67,584 -- additional vehicles for new Fire Chiefs to accommodate the recent re-organization of the Fire Department (Option 1 as recommended by Fleet Management)

Item 8 – Approved the purchase of two (2) rear steer trucks from Petersen Industries, of Lake Wales, Florida, sole source provider, in the amount of \$233,023.74 – specialized replacement vehicles for Solid Waste residential yard trash collection (Option 1 as recommended by Fleet Management)

Item 9 – DELETED FROM THE AGENDA a request to approve a contract award for the purchase of tackle football helmets (an item brought forward by the Parks & Recreation Department [PRD])

Item 10 – Adopted Resolution No. 06-R-23, designating the former Sunland Hospital site as a State Brownfield Area for contaminant rehabilitation purposes (Option 1 as recommended by Planning)

Item 11 – Authorized acceptance and expenditure of a Florida Department of Transportation (FDOT) grant, in the amount of \$109,731, to support the Tallahassee Police Department (TPD) traffic enforcement activities, and authorized TPD to enter into a sole source contract with Advanced Public Safety, Inc., to purchase 22 PocketCitation handheld ticket-writing systems (Option 1 as recommended by TPD)

Item 12 – Authorized the acceptance and expenditure of a Florida Department of Law Enforcement (FDLE) grant, in the amount of \$50,000, to support homeland security operations, enabling the department to purchase a response vehicle and surveillance equipment (Option 1 as recommended by TPD)

Item 13 – Approved an engineering services contract for the Ford Street Drainage Improvements with BAskerville-Donovan, Inc., one of the City's continuing stormwater engineering services consultants, in the amount of \$83,390.10 (Option 1 as recommended by Public Works/Stormwater)

Item 14 – Approved the Bull Run Unit VII subdivision plat, containing 0.86 acres, subdivided into two (2) lots, bounded on the north, south, and east by Bull Run Unit II, and on the west by Burnside Circle, a replat of Lots 2 and 3, Block "Q", of Bull Run Unit II, being developed as single-family residential by Premier Construction and Development, Inc., with M. Pepper Ghazvini as its president (as recommended by Public Works/Engineering)

Item 15 – Approved the Summer Lake Phase 2 subdivision plat, containing 45.04 acres, subdivided into 37 lots, bounded on the north by Summer Lake Phase 1, Hartsfield Plantation Unit I and Unit II, on the south by Hartsfield Place, and on the east and west by unplatted land, planned for development as single-family residential by Hossein Ghazvini (as recommended by Public Works/Engineering)

Item 16 – Approved the Hartsfield Place subdivision plat, containing 20.34 acres, subdivided into 67 lots, bounded on the north by unplatted land, on the south partially by Interstate 10 and partially by Hartsfield Hills, on the east by Hartsfield Hills, and on the west by unplatted land, planned for development as single-family attached by Thomas B. Asbury, owner (as recommended by Public Works/Engineering)

Item 17 – Authorized staff to purchase mobile devices (laptops) from Prosys Information Systems, in accordance with State Contract #250-000-03-1, in the amount of \$90,000, which was the lowest of three quotes for implementation of the Mobile Work management application (Option 1 as recommended by Utility Business & Customer Services)

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

- May 10, 2006 Regular Meeting
- June 13, 2006 Special Meeting (Operating Budget Workshop)
- June 13, 2006 Special Meeting (Capital Budget Workshop)

**Item 4 (pulled from Consent)** – Voted 5-0 to approve the delegation of environmental permitting authority for the Capital Circle NW/SW Widening Project to the Leon County Environmental Compliance Division (Option 1 as recommended by the Blueprint 2000 Intergovernmental Agency)

Commissioner Lightsey confirmed with staff that the design and construction contracts for the Capital Circle SW Widening would require the utilization of state-of-the-art environment protection techniques.

Mayor Marks suggested that staff set up a Commission on-site review of the CCSW road widening project.

**Item 19** – By consensus, introduced Ordinance No. 06-O-45, which would amend the City Code to define and regulate the use of portable temporary storage units (PODS), and set August 30, 2006, as the public hearing date (Option 1 as recommended by Planning)

**Item 20** – Voted 5-0 to approve the early release of \$86,440 of the grant award to the Mary Brogan Museum for Fiscal Year 2007 and authorize the City Manager to release these funds to the Museum in July 2006 while releasing the remaining balance of the grant award funds on October 1, 2006, contingent on the Museum providing a plan for managing cash flow that would put this back on the City's regular funding cycle (as recommended by the Office of Budget & Policy)

Commissioner Gillum requested a breakdown showing how much the City's funding contributed to the Museum's operating cash flow.

**Item 22** – Voted 5-0 to approve the use of \$24,000 in funding from the Southwood Development of Regional Impact (DRI) to participate in a Habitat Challenge Build with Leon County in the

Tallahassee Highlands subdivision, scheduled to begin on November 11, 2006 (Option 1 as recommended by Neighborhood and Community Services [NCS])

**Item 23** – DELETED FROM THE AGENDA a second public hearing on the Second Annual Action Plan and proposed projects to be included for FY 2006-2007 (an item brought forward by NCS) – DELAYED TO JULY 12, 2006

**Item 24** - DELETED FROM THE AGENDA an item related to the bid award for temporary labor services (Bid #0161-06-KR-BC) (a Procurement Services item brought forward from the June 28, 2006 meeting) – DELAYED TO JULY 12, 2006

**Item 25** – Voted 5-0 to designate Capital Health Plan as the City's sole healthcare plan provider and authorize staff to negotiate rates for the 2007 plan year (Option 1 as recommended by Human Resources)

**Item 21** – Received an Integrated Resources Plan (IRP) Study update and review of risk analysis results, additional IRP information to be brought back for further review on July 12, 2006 and the approval vote scheduled for September 13, 2006 (presented by Electric Utility)

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

The Commission concurred with a recommendation presented by Commissioner Mustian to authorize the City Manager to 1) send a letter to the County Manager informing him that the City Commission had some major concerns with the County's plans for a referendum on healthcare, and 2) establish a subcommittee to work on the City Commission's suggestions for the referendum.

CTC:RM:ecg:07-07-06

### **SUMMARY OF COMMISSION MEETING - July 12, 2006**

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

**Item 1** – Sitting as the Pension Plan Board of Trustees, voted 5-0 to accept and implement the actuarial report for the Defined Benefit Plan and the Matched Annuity Pension Program as of September 30, 2005 (Option 1 as recommended by the City Treasurer-Clerk/Retirement Administration)

Mr. Jose I. Fernandez, Principal, Consulting Actuary, Buck Consultants, appeared before the Commission relative to this item.

**Items 2-20** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2-20, taking the following action:

Item 2 – Approved the appointment of William E. Douglas to serve on the Tallahassee-Leon County Board of Adjustment and Appeals to a term expiring June 2007 (as recommended by Mayor Marks)

Item 3 – Approved the award of a construction contract for the Tallahassee Regional Airport Airline Office Renovation Project (Bid #0170-06-KR-BC) to Concrete Services, Inc. of Quincy, FL, low bidder meeting specifications, in the amount of \$111,400 (Option 1 as recommended by Aviation)

Item 4 – Approved the acceptance of \$236,054.54 reimbursement from Leon County and appropriation of those funds to Project #05080, and the transfer of funds in the amount of \$190,302.82 from Project #03004, \$164,226.21 from Project #04047, and \$21,378.82 from Project #0100429, totaling \$375,907.85, to project #05080; and authorized staff to negotiate and issue a contract with Peter R. Brown Construction, Inc., for Construction Manager services for the renovations, modifications, and build-out of the Renaissance Center, at a cost not to exceed \$648,395.32 (Option 1 as recommended by the City Manager's Office)

Item 5 – Authorized staff to nominate James English as the City Attorney of the Year in the Florida Cities of Excellence Awards (Option 1 as recommended by the City Manager's Office)

Item 6 – Approved supplemental funding in the amount of \$50,000 to Project #0100402, for the St. Marks Refinery (SMR) environmental contamination remediation at the Purdom Generating Station (Option 1 as recommended by Electric Utility)

Item 7 – Approved Contract Amendment #1, in the not to exceed amount of \$710,827, to a task order with Fred Wilson and Associates, Inc. to support expediting the design and construction management processes for Substation BP-17, Contract No. 00C0318; approved moving the balance from Work Order 97635 to Project 05117 and continue work on the Substation BP-17 project from Project 05117 funding (Option 1 as recommended by Electric Utility)

Item 8 – Approved the award of contract for the Hopkins Generating Station #1 Wastewater Treatment Pond Refurbishment (Bid #0186-06-RM-BC) to CleanHarbors Environmental Service, Inc., low bidder meeting specifications, in the not to exceed amount of \$148,150 (base fixed purchase order amount of \$129,400 and \$18,750 for the additional sludge disposal if needed) (Option 1 as recommended by Electric Utility)

Item 9 – Approved the ranking of respondents to RFP #0152-06-FB-TC for the purchase of police motorcycles, parts and service; authorized the evaluation committee to negotiate a five-year contract with Miller BMW Motorcycles, the number one ranked vendor, and if unable to negotiate a contract to negotiate with the next vendor according to the rankings, with a five-year extension option based upon performance (Option 1 as recommended by Fleet Management)T

Item 10 – Approved a Change Order, in the amount of \$84,476, to the contract with Concrete Services of Quincy, Inc., for additional infrastructure improvement work needed for the Economic Development Assistance Grant Project in the Frenchtown area, reviewed by the project-engineering firm (Genesis Group) (Option 1 as recommended by Neighborhood and Community Services [NCS])

Item 11 – Approved the award of a construction contract for the Gymnasium Sports Floor Upgrade Project at the Lafayette and Palmer Munroe Recreation Centers (Bid #0190-06-ER-BC) to Benyon Sports Surfacing, Inc., low bidder meeting specifications, in the amount of \$79,050; authorized staff to execute the contract for this work (Option 1 as recommended by the Parks and Recreation Department [PRD])

Item 12 – Approved the award of a contract for the purchase of 650 youth tackle football helmets (Bid #0193-06-JAG-QP) to B & B Sporting Goods, Inc., low bidder meeting specifications – based on utilizing MBE preference, in the amount of \$64,025 (Option 1 as recommended by PRD)

Item 13 – Approved the City of Tallahassee/Leon County School Board Joint Use Agreement Extension for the Utilization of Recreational/School Facilities, from July 1, 2006 to July 30, 2009, and authorized the City Manager to execute the agreement (Option 1 as recommended by PRD)

Item 14 – Accepted the funding reimbursement in the amount of \$24,999.26 received from the Florida Violent Crime and Drug Control Council, to offset expenses associated with a multi-agency investigation (Option 1 as recommended by the Tallahassee Police Department [TPD])

Item 15 – Approved the purchase of an Automated Fingerprint Identification System (AFIS) workstation from Motorola, at a cost of \$77,050, utilizing an existing purchase agreement between the Florida Department of Law Enforcement (FDLE) and Motorola, which provides for a reduced purchase price for local law enforcement agencies; and the appropriation of \$8,600 from the Federal Law Enforcement Trust Fund for the purchase of a new computer server (Option 1 as recommended by TPD)

Item 16 – Approved the award of a three-year contract for the purchase of sod (Bid #0187-06-SB-TC) to Turfgrass America, low bidder meeting specifications, for total estimated expenditures of \$137,3000 for the term of the contract; authorized staff to enter into a contract for the period August 1, 2006 through July 31, 2009, and to extend the agreement for up to two additional years should the services/product remain satisfactory (Option 1 as recommended by Procurement Services)

Item 17 - Approved the Ocala Trail Pedestrian Safety Lighting and Emergency Phone Plan for the Ocala Trail between Heritage Grove Apartments and the Pensacola Street Pedestrian Underpass Tunnel, providing for the installation of 48 street lights and 15 emergency phones along that trail; authorized the Electric Utility to procure, install, operate and maintain this pedestrian lighting as part of the City's street light program, at a cost of \$55,000 from the Florida State University (FSU) Development Agreement (Master Plan), with FSU to procure, install, operate and maintain the emergency phones and associated blue lights (Option 1 as recommended by Public Works)

Item 18 – Approved Contract Amendment #2 to the current transportation agreement with the Commission for the Transportation Disadvantaged (CTD) for the provision of services for the Non-Emergency Transportation (Medicaid) recipients in Leon County, extending the contract to June 30, 2007 with a \$6,220.77 increase in the monthly allocation, bringing the total monthly allocation to \$53,644.58; authorized the City Manager to execute related documents; and directed staff to provide updates to the City Commission (Option 1 as recommended by StarMetro)

Item 19 - Approved the selection committee's ranking (only one proposal received) for the design-build of the sodium hypochlorite system at the Lake Bradford Road Wastewater Treatment Plant; authorized staff to negotiate and execute the contract for these services with Odyssey Manufacturing Co., of

Tampa, Florida, for a price not to exceed \$234,364 – replacing the current gas chlorination system with a safer alternative for employee operation and minimizing public exposure to chlorine (Option 1 as recommended by Water Utility)

Item 20 – Approved a task order to Post, Buckley, Schuh & Jernigan (PBSJ) of Tallahassee, Florida, Consultant Service Agreement No. 1049, to perform the design and permitting for the upgrade of the in-plant water reuse filtration system at the Thomas P. Smith Water Reclamation Facility, in the amount of \$175,000 (Option 1 as recommended by Water Utility)

**Item 21** – Concurred to continue discussion of Ordinance No. 06-O-47 (sponsored by Commissioners Gillum and Katz), which would implement a preference in City purchasing and contracting for vendors who contribute to local eligible human services organizations to August 23, 2006 for introduction, and schedule the public hearing for September 27, 2006, allowing time for further analysis (brought forward by the Department of Management and Administration [DMA])

**Item 22** – Received a staff presentation on the Gaines Street Corridor Implementation Plan; voted 5-0 to accept the report and the recommended Implementation Plan, and approve proceeding with the subsequent project phases, with the caveat that before proceeding with the restriping of Gaines Street, it would be brought back for discussion of timing and review of right-of-way requirements (brought forward by Public Works)

**Item 23** – Received an Integrated Resource Plan (IRP) status report and review of ranking criteria for resource plans (brought forward by Electric Utility)

**Items 24-26.2** – Voted 5-0 to approve the staff's recommendations presented in Agenda Items 24-26.2, as follows, and suggested that with regard to Item 26.1, the staff attempt to modify the contract with one of the vendors that restricted its employees from signing on with the City as permanent employees until after 12 months of their last pay check, to find a more workable solution:

Item 24 – Approved a budget amendment, in the amount of \$4 million, to the Hopkins Generating Station Unit 2 (HP2) Repowering Project and authorized the City Manager to award the purchase of the HP2 repowering critical piping (Option 1 as recommended by Electric Utility)

Item 25 – Authorized the Police Department to enter into a contract for booking services at the Juvenile Assessment Center (JAC) with DISC Village, sole source provider, for an annual expenditure of \$75,000, matching the County's expenditure of \$75,000 and an annual federal grant allocation of \$58,000 (Option 1 as recommended by TPD)

Item 26 – Authorized staff to implement the College Avenue Transition Project, in the amount of \$125,000, from the FSU Development Agreement (Master Plan) Mitigation Fund (Option 1 as recommended by Public Works/Engineering)

Item 26.1 – Approved the award of contracts for administrative and semi-professional temporary labor services (Bid No. 0161-06-KR-BC) to all four bidders, as follows, and authorized staff to enter into contracts for terms of up to three years (Option 1 as recommended by Procurement Services):

- Step One Services, LLC

- Manpower Int., Inc.
- Spherion Corporation
- Nitelines USA, Inc.

Item 26.2 – Approved the Cove at Lake Hall subdivision plat, containing 75.46 acres, subdivided into 14 lots, bounded on the north partially by Lake Hall and partially by unplatted land, on the south and east by unplatted land, and on the west by Maclay Gardens, planned for development as single-family residential by Roberts Family Partners, LLC, with C. Patrick Roberts as managing member (as recommended by Public Works/Engineering) (Note: The majority of the platted land is in Leon County; only Lot 14, which is to be donated to the State for Maclay Gardens State Park, is within the City limits.)

**Item 27** – Held the second public hearing on the Annual Action Plan and proposed projects to be included for FY 2006-2007, totaling \$5,793,255, continued from the first public hearing held April 27, 2006

Voted 5-0 to approve the submittal of the Annual Action Plan to the US Department of Housing and Urban Development (HUD), and authorize staff to negotiate and execute contracts listed in the FY 2007 Funding Summary (Option 1 as recommended by NCS)

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

- Rev. Brant Copeland, 1110 Sandhurst Drive (opponent; questioned the amount of CDBG funds used for human services outside of the CHSP process and why The Shelter had not been recommended for an emergency shelter grant)
- Mr. Grant Slayden, 1188 Ronds Pointe Drive East, President of the Tallahassee-Leon County Homeless Shelter on Tennessee Street (The Shelter) (opponent; questioned the lack of "Change for Change" or City funding for The Shelter)
- Ms. Christie Koontz, 8866 Our Way, representing The Shelter (opponent; requested some funding assistance for The Shelter)
- Ms. Jane Shaeffer, 2600 Bantry Bay, representing The Shelter (opponent; objected to the City's failure to provide any funding for The Shelter)
- Ms. Kay Freeman, 4126 Hoklow Drive (proponent)

Expressed interest in seeing a report on The Shelter's current funding and a suggestion on how to move forward with future funding for The Shelter as well as a new location for that facility, and information on the amount of CDBG funding going to the CHSP process

**Item 28** – Held a public hearing on the Fifth Amendment to the Civic Center Development of Regional Impact (DRI) Development Order (DO), which would delete the November 15, 2006 deadline for obtaining a building permit, which had been included in the Amended DO to encourage progress on the Civic Center parking garage/convention hotel project that was under contract for construction by Tallahassee Hotel Associates, Ltd. (THA) -- for which the THA had filed an appeal, causing further delay of the project

Voted 5-0 to approve the Fifth Amendment to the Civic Center Development of Regional Impact (DRI) Development Order (DO) (Option 1 as recommended by the City Attorney)

Mr. Kenneth R. Hart, Esq., Ausley & McMullen Law Firm, representing the Tallahassee-Leon County Civic Center Authority, appeared before the Commission in support of this item.

**Item 29** – Held a public hearing on Ordinance No. 06-Z-16, introduced on March 8, 2006, and continued from March 29 and May 24, 2006, which would amend the existing SouthBrook Planned Unit Development (PUD), located on the northwest corner of the intersection of Capital Circle Southwest and Balkin Road, to allow for residential uses throughout the entire property with a maximum residential density of 16 dwelling units per acre, including attached and detached single-family units (applicant: Linderand, Inc.)

By consensus, continued the public hearing on Ordinance No. 06-Z-16 to August 30, 2006 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 30** – Held the second public hearing on Ordinance No. 06-Z-20, introduced on May 10, 2006, and continued from the first public hearing on May 24, 2006

Voted 5-0 to adopt Ordinance No. 06-Z-20, rezoning 17.5 acres in the Crawfordville Trace Subdivision owned by 43 individuals from Residence 5 to RP1 (RZ-525), implementing Large Scale Comprehensive Plan Map Amendment 2006-1-M-005 (initiated by the Planning Department) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 31** – Held the second public hearing on Ordinance No. 06-O-27AA, introduced on April 26, 2006, and continued from the first public hearing held May 24, 2006, which would amend the Sign Code to allow tri-vision and variable message signs as incentives for removing billboards, and amend the Zoning Code to allow billboards in portions of Activity Center AC Zoning districts

Voted 5-0 to further amend Ordinance 06-O-27AA by changing revision #2 to require that tri-vision boards or variable message boards must be 3,500 feet distance from each other on the same side of the road for applications prior to the date of this ordinance, and effective with the ordinance to require a distance of 4,000 feet from each other, and by changing revision #3 to limit the variable message boards to three (3), rather than two (2)

Voted 5-0 to adopt the Ordinance 06-O-27AA as amended (Option 1 as amended as recommended by the City Attorney)

Directed that the staff bring back a proposal for taking a proactive approach to removing the most offensive signs

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

- Mr. Alan Hanstein, 3141 Baringer Hill Drive (proponent of ordinance as amended to allow more competition)
- Ms. Lakeitha Grey, 2726-B Via Milano Avenue, President of the Greater Tallahassee Advertising Federation (opponent)
- Mr. Neil Bell, 4841 Lake Park Drive, representing Summit Outdoor Advertising (proponent of ordinance as amended)

**Item 32** – Held a public hearing on Ordinance No. 06-O-29AA, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance No. 06-O-29AA, amending Chapters 9 and 10 of the Tallahassee Land Development Code to include connectivity requirements for new developments (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 33** – Held a public hearing on Wildwood Drive & Park Avenue West Abandonment Ordinance No. 06-O-30, introduced on May 10, 2006, and continued from May 24, 2006

Voted 5-0 to adopt Ordinance No. 06-O-30, abandoning Wildwood Drive and a portion of Park Avenue West, a public right-of-way located on the Florida State University (FSU) campus north of West Jefferson Street and west of Woodward Avenue, subject to the staff's recommended conditions (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 34** – Held a public hearing on Ordinance No. 06-O-31, introduced on June 7, 2006, which would amend the Temporary Use Provisions of the Land Development Code to remove specific provisions for "religious tent meetings" and impose the same permitting requirements on all meetings and groups that use tents for temporary purposes

By consensus, continued the public hearing on Ordinance No. 06-O-31 to September 27, 2006, to allow more time for public notice and analysis of the action (brought forward by the City Attorney)

There were no speakers on this item.

**Item 35** – Held a public hearing on Ordinance No. 06-Z-33, introduced on June 7, 2006, which would rezone 60 acres located on the east side of North Meridian Road approximately 2,800 feet south of Bannerman Road from Lake Protection (LP) zoning district to Planned Unit Development (PUD) zoning district (RZ-538), for a 116,000 square feet sanctuary building that would allow for a day care center, a pre-school, and after school programs (applicant: Wildwood Presbyterian Church)

By consensus, continued the public hearing on Ordinance No. 06-Z-33 to August 30, 2006 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 36** – Held a public hearing on Ordinance No. 06-Z-34, introduced on June 7, 2006, which would rezone 2.1 acres more or less located at the northeast corner of North Meridian Road and Plantation Road from Residential Preservation 1 (RP-1) to PUD zoning district (RZ-539) (applicant: Chabad House of Tallahassee)

By consensus, continued the public hearing on Ordinance No. 06-Z-34 to November 21, 2006 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 37** – Held a public hearing John Corrigan Byrne Rezoning Ordinance No. 06-Z-35, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance No. 06-Z-35, rezoning properties located at the southeast corner of the intersection of East Sixth Avenue and North Adams Street (Lots 18, 20 and 22 of Block C, Lake View Addition) from Central Urban (CU) to CU-26 zoning district (RZ-540) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 38** – Held a public hearing on John Corrigan Byrne Rezoning Ordinance No. 06-Z-36, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance No. 06-Z-36, rezoning properties located at the southwest corner of the intersection of East Fifth Avenue and North Gadsden Street from CU to CU-26 zoning district (RZ-541) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 39** – Held a public hearing Mandalay Bay Rezoning Ordinance No. 06-Z-37, introduced on June 7, 2006, which would rezone 13.4 acres more or less located on the northwest side of North Blair Stone Road approximately 450 feet south of Phillips Road from Office Residential 3 (OR-3) to Residential 1 (R-1) (Single Family Detached Residential) (RZ-542) (applicant: Sunland I, LLC)

By consensus, continued the public hearing on Ordinance No. 06-Z-37 to August 30, 2006 (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 40** – Held a public hearing on Holy Comforter/Fleischmann Road Annexation Ordinance No. 06-O-39, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance No. 06-O-39, providing for the voluntary annexation of approximately 40 acres located adjacent to the school on Fleischmann Road, in the Critical Planning Area (CPA) land use category, currently used for recreational purposes, including ballfields for the school – the completion of this annexation resulting in all of the school property being located within the City limits (applicant: Holy Comforter Episcopal School, Inc.) (Option 1 as recommended by the Office of the Mayor)

There were no speakers on this item.

**Item 41** – Held a public hearing on Michael Hartman & Matthew Scaringe Rezoning Ordinance No. 06-Z-40, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance No. 06-Z-40AA, rezoning property at 114 East 5th Avenue from CU to CU-26 (corrected from CU-45) (RZ-543) (Option 1 as recommended by Planning)

There were no speakers on this item.

**Item 42** - Held a public hearing Welaunee Strip Annexation Ordinance No. 06-O-41, introduced on June 7, 2006

Voted 5-0 to adopt Ordinance # 06-O-41, providing for the voluntary annexation of the westerly remainder strip (toe) of Welaunee property, (located contiguous to the southern boundary of the Holy Comforter School parcel that was also being annexed), consisting of approximately 5 ¼ acres located within the Urban Services Area (USA) in a Critical Planning Area (applicant: John W. Mettler, Jr.) (Option 1 as recommended by the Office of the Mayor)

There were no speakers on this item.

**Item 43** - Held a public hearing on "Environmental Management Glitch" Ordinance No. 06-O-42AA, introduced on June 28, 2006 (sponsored by Commissioner Lightsey)

Voted 5-0 to adopt Ordinance No. 06-O-42AA, clarifying and/or providing minor changes to Chapter 5 (Environmental Management) of the Land Development Code to provide clarification and/or minor changes needed in order for regulations to be implemented pursuant to policy direction from the Commission, with additional glitch amendments as presented (Option 1 as amended as recommended by Growth Management)

There were no speakers on this item.

**Item 44** - Held a public hearing on "Subdivision and Site Plan and Zoning Code Glitch" Ordinance No. 06-O-43AA, introduced on June 28, 2006 (sponsored by Commissioner Lightsey)

Voted 5-0 to adopt Ordinance No. 06-O-43AA, amending Chapters 9 and 10 of the Land Development Code to provide clarification and/or minor changes needed in order for regulations to be implemented pursuant to policy direction from the Commission (Option 1 as recommended by Growth Management)

There were no speakers on this item.

### **Unagendaed Speakers**

- Mr. Robert Becker, 9178 Ravena Road (relative to the Fourth of July celebration held at Tom Brown Park)
- Mr. Tom Perkins, Gulf Winds Track Club (distributed shirts and thanked the Commission for its help with the Springtime Festival)

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

At the request of Commissioner Lightsey, City Attorney English discussed action taken by the County Commission the previous evening to hold a public hearing on August 1, 2006, to amend the County's Charter so that County laws on lake protection and stormwater would take precedence over City laws, and he stated that if a super majority of five or more County Commissioners voted yes, the voters would decide the issue in the November 7, 2006, general election. He advised that the language that had been prepared provided for County ordinances to supercede City ordinances in all regulatory areas. By consensus, the Commission authorized the City Manager to send a letter addressing the City's concern with this preemptive move by the County and to call a special Commission meeting if necessary regarding this issue.

Commissioner Lightsey requested a review of the policy change and impacts of no longer allowing water and sewer rebates for multi-family affordable housing, including how that impacted annexation incentives. City Attorney English advised that staff should ensure there was no inequity in the interim before this issue was brought back to the Commission.

City Manager Thompson noted that she had distributed a letter from County Administrator Alam responding to the City Commission's concerns regarding the County's proposed indigent healthcare tax.

Mayor Marks announced that the next City Commission meeting was scheduled for August 23, 2006, after the summer break.

CTC:RM:ecg:07-17-06

### **SUMMARY OF COMMISSION MEETING - August 23, 2006**

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

**Item 1** – Mayor Marks presented an American flag that flew over City Hall to the family of recently-deceased former City Commissioner and State Legislator Hurley Rudd, in recognition of his life and his service to the City of Tallahassee

**Item 3** – Mayor Marks and Ms. Liza McFadden, President and CEO of Volunteer Florida Foundation, presented the Governor's Points of Light Award to Mrs. Laura Adams; representatives of Boys and Girls Town also presented a gift and expressed appreciation to Mrs. Adams

**Item 2** – Mayor Marks presented a proclamation proclaiming the month of August 2006 as Tallahassee Firefighter Appreciation Month in the City of Tallahassee

**Item 4** – Mr. Tom Brown presented a request for City support with the "Dignity Memorial Vietnam Wall" tour in Tallahassee scheduled for October 10-13, 2006, to include a Police escort and the loan of the Parks and Recreation stage

The City Manager indicated that staff would follow-up on providing assistance for this event.

**Items 5-10, 12-19 and 21** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 5-10, 12-19 and 21, taking the following action:

Item 5 – Appointed Angela Poole to serve on the City's Audit Committee to a term expiring June 2009 *(as recommended by Mayor Marks)*

Item 6 – Approved the award of contracts for the Tallahassee Regional Airport Security Improvements Project (Bid #0105-06-KR-BC) to Bass Construction, Inc., of Tallahassee, low bidder meeting specifications, for the construction of the project in the amount of \$1,341,858; and to The LPA Group, Inc., under Contract No. 05103 as the Airport's General Engineering consultant, for construction-related engineering services in the amount of \$40,631; and authorized associated funding adjustments as presented, for a total project budget of \$1,650,000 *(Option 1 as recommended by Aviation/Capital Program Administration)*

Item 7 – Authorized staff to enter into a reimbursement agreement for natural gas system upgrades for the Hopkins Unit 2 Repowering Project with Florida Gas Transmission (FGT), the owner and operator of the natural gas supply piping and metering station, in the amount of \$2,721,714; and authorized a budget amendment in the amount of \$2,750,000 (*Option 1 as recommended by Electric Utility*)

Item 8 – Approved the award of a three-year term contract for the provision of Global Positioning System/Automated Vehicle Location (GPS/AVL) system units on approximately 244 of the City's Utility Services trucks (Bid #0174R-06-RM-BP) to InterFleet, Inc., low bidder meeting specifications, in the approximate amount of \$183,000 for the hardware and \$208,000 for the annual license fees and wireless network services (*Option 1 as recommended by Gas Utility*)

Item 9 – Approved the award of a three-year term contract for concrete paver repair and reinstallation (Bid #0175-06-JAG-TC) to Keystone Design, LLC of Tallahassee, FL, sole bidder meeting specifications, in an amount not to exceed \$75,000 (*Option 1 as recommended by Parks and Recreation Department*)

Item 10 - Approved the Southwood Unit 27 subdivision plat, containing 34.16 acres, subdivided into 13 lots, bounded on the north by Blair Stone Road, on the south and west by unplatted land, and on the east by Capital Circle Southeast, planned for development as commercial business by the St. Joe Company, with Pat Groeniger as its Vice President (*as recommended by Public Works/Engineering*)

*Item 11 – DELETED FROM THE AGENDA, at the request of the developer, the Hadley Crossing subdivision plat approval (brought forward by Public Works/Engineering)*

Item 12 – Approved the Kleman Plaza subdivision replat, containing 5.18 acres, subdivided into six (6) lots, 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, developed by the City of Tallahassee; and approved the additional conveyance of 189 square feet to Gameday Tallahassee, LLC by a Corrective Deed (*Option 1 as recommended by Public Works/Engineering*)

Item 13 – Approved the Crawfordville Trace, Phase III subdivision plat, containing 12.81 acres, subdivided into 49 lots, bounded on the north by unplatted land and on the south, east and west by Crawfordville Trace Phases I & II, planned for development as single-family residential by Crawfordville Trace General Partners, with William M. Lee as a general partner (*as recommended by Public Works/Engineering*)

Item 14 – Approved the sale of a 112-acre tract of surplus City property (Tax ID #21-4S-02W-000-02039-000), located in Wakulla County on Lawhon Mill Road, to James T. Roddenberry for the bid price of \$268,000 (*Option 1 as recommended by Public Works/Real Estate*)

Item 15 – Approved the sale of a 1.18-acre parcel of surplus City property, a former City well site located east of Conner Boulevard in the Piney Z development, to Evergreen Communities, Inc., owner of the adjacent property, for the negotiated price of \$90,000 (*Option 1 as recommended by Public Works/Real Estate*)

Item 16 – Approved a Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) to reimburse the City of Tallahassee the actual costs directly related to the design, construction, construction engineering and inspection (CEI) of a sidewalk along State Road 20/U.S. Highway 27 (Apalachee Parkway) from Blair Stone Road to Paul Russell Road, in an amount not to exceed \$600,000; and authorized the Mayor to execute the LAP Agreement (*Option 1 as recommended by Public Works/Project Management*)

Item 17 – Authorized staff to negotiate a pre-event five-year contract with Beck Disaster Recovery, Inc., the top-ranked bidder for disaster debris removal monitoring and management services also being contracted by Leon County (*Option 1 as recommended by Public Works/Streets & Drainage*)

Item 18 – Approved the award of a three-year term contract (continuing price agreement) for the printing of utility bill forms and utility bill envelopes (IFB #0154-06-VA-TC) to BBF, Inc., low bidder meeting specifications, in the amount of \$244,755 (*Option 1 as recommended by Utility Business & Customer Services/Accounting Administration*)

Item 19 - Approved a task order for engineering services for the analysis of water pressure issues in the water distribution network and development of correctional recommendations in the Summerbrooke and Bobbin Brooke Neighborhoods to Chastain Skillman, Inc., of Tallahassee, FL, under Contract No. 1053, one of the City's continuing consulting engineering services firms, in the amount of \$72,535 (*Option 1 as recommended by Water Utility*)

*Item 20 – PULLED FROM CONSENT the approval of a new City of Tallahassee financial advisor (brought forward by the City Treasurer-Clerk) – SEE BELOW*

Item 21 – Approved the minutes of the following City Commission meetings as distributed (*as recommended by the City Treasurer-Clerk/Records Management*):

- May 24, 2006 - Regular Meeting
- June 1, 2006 - Special Meeting (Joint City-County Public Hearing on Transmittal of Cycle 2006-2 Comprehensive Plan Amendments)
- June 7, 2006 - Regular Meeting
- June 14, 2006 - Regular Target Issues Workshop
- June 28, 2006 - Regular Meeting
- July 5, 2006 - Special Meeting (Final Budget Workshop)
- July 5, 2006 - Regular Meeting

**Item 20 (pulled from Consent)** – Voted 4-0 (Commissioner Mustian abstained) to approve the selection committee's unanimous recommendation to select The PFM Group, the top-ranked firm, to provide financial advisory services to the City of Tallahassee (RFP #017-06-KR-RC) (*as recommended by the City Treasurer-Clerk*)

**Item 22** – Concurred to approve a request to provide exterior lighting and traffic control for the 2007 Springtime Tallahassee kick-off event on September 29, 2006 at Mission San Luis (*brought forward by Mayor Marks*)

**Items 23-25** – By consensus, introduced the following ordinances and set public hearings on the ordinances as recommended:

Item 23 was the presentation of Ordinance No. 06-O-44, which would provide for the abandonment of Hurst Drive, a vacant right-of-way, located on the west side of Old Bainbridge Road approximately 1,300 feet south of West Tharpe Street (applicant: Steven M. Leoni). The staff's recommendation was to introduce the ordinance and set September 27, 2006 as the public hearing date (*Option 1 as recommended by Planning*).

Item 24 was the presentation of Ordinance No. 06-Z-46, which would rezone approximately 41.88 acres, located on the north and south sides of Hartsfield Road between Lanrell Drive and Atlas Road, from Residential 3 (R3) Single Family Attached, Detached and Two-Family Residential to the MR-1 Medium Density Residential zoning district (initiated by the Planning Commission). The staff's recommendation was to introduce the ordinance and set public hearings on the ordinance for September 27 and October 25, 2006 (*Option 1 as recommended by Planning*).

Item 25 was the presentation of Ordinance No. 06-O-50, which would provide for cleanup amendments to the City's Pension Plans and would establish a Deferred Retirement Adoption Plan (DROP) for General Employees and Firefighters, and would implement a cost of living adjustment (COLA) for firefighters per their recent contract. The staff's recommendation was to introduce the ordinance and set public hearing on the ordinance for August 30, 2006 (*Option 1 as recommended by the City Treasurer-Clerk/Retirement Administration*).

**Item 26** – Received a Power Point presentation updating the Commission on the status of the Integrated Resource Planning (IRP) Study, including information about risk analysis results for all four plans and the environmental impacts of the plans for 4 criteria pollutants: sulfur dioxide (SO<sub>2</sub>), nitrogen oxide (NO<sub>x</sub>), carbon dioxide (CO<sub>2</sub>) and mercury; requested that the staff bring back information on the cost of carbon credits in European trade markets, and clarification of assumptions regarding oil use projected in the IRP cases compared to the 2005 actual data.

Voted 5-0 to approve additional funding, in the amount of \$38,500, for Black & Veatch to complete the IRP Study and prepare the study report (*Option 1 as recommended by Electric Utility*) and acknowledged the City Manager's ability to approve up to an additional \$50,000 if required to support the additional information requested by the Commission.

Voted 5-0 to fully support demand side management (DSM) and to request that the staff provide the following additional information for Commission and public review before going to a final decision on the IRP:

- elaboration on the carbon footprint of the community, including the overall emissions from automobiles and existing power plants, and strategies that would be used by the Taylor Energy Center (TEC) to address that issue
- with regard to TEC and pulverized coal plants, what technology would make the plant cleaner than currently proposed, what is the status of the technology, what are the issues and what would it cost
- with regard to purchase power options, provide data on the possibility of purchasing from some other entity electricity that was more environmentally friendly than what TEC would be
- how this community could comply with goals for reducing carbon emissions set forth in the Kyoto agreement and/or the US Mayor's Climate Action Initiative
- requested that the City's new Financial Advisor analyze the numbers provided with the various plans in the IRP Study

- requested an evaluation of how construction and other costs had changed for the TEC and whether that impacted the IRP results
- information on assumptions regarding possible environmental standards for purchase power

**Item 27** – Voted 4-0 (Commissioner Katz absent) to approve the expanded rebate offering for the installation solar water heating systems in the 29 low-income affordable homes planned for the Tallahassee Highlands development off Eddie Road by Habitat for Humanity, at a cost of up to \$3,500 per home, for a total of \$101,500, a "Demand Side Management (DSM) support program (*Option 1 as recommended by Energy Services*)

**Item 28** – Received a Power Point presentation on points of the proposed Public School Concurrency and Facility Planning Interlocal Agreement between the City, Leon County, and the Leon County School District, to more closely coordinate comprehensive planning and school facilities planning programs; voted 5-0 to adopt the Agreement and authorize the Mayor to sign the Agreement, and direct staff to transmit the Agreement to the Florida Department of Community Affairs (FDCA) (*Option 1 as recommended by Planning*)

Attorney Cari Roth, Consultant to the joint boards (City, Leon County, and the Leon County School District) on Growth Management Legislation, and Dr. Jon H. Cramer, Director of Facilities Systems for Leon County Schools, appeared before the Commission relative to this item.

**Item 29** – Received a Power Point presentation updating the Commission on the StarMetro Renaissance, including such issues as opportunities to encourage transit friendly street; the initiation of new "Express Shuttle Service" beginning August 28, 2006, providing limited transit service between Downtown, the Koger Center, the Capital Circle Office Complex and Southwood; and additional improved bus shelters

Encouraged staff to work with FDOT to participate in the development of bus lanes, to work with the State on some incentives program to encourage the use of transit services in the downtown state buildings, and to work on developing some type of "park and ride" incentives program; voted

Voted 5-0 to approve the Section 5309 grants for Capital Assistance in the amount of \$322,817 and \$1,485,000, allowing StarMetro to take advantage of federal funding to support mass transit and to take advantage of the current bus pricing, which would expire on August 31, 2006, for a cost savings of approximately \$100,000 for five (5) buses (*Option 1 as recommended by StarMetro*)

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

Commissioner Lightsey discussed the issue of a neighborhood concern with a Variance Board action granting variances that allowed encroachments into the setback in an old subdivision with narrow 25' wide lots. She stated that the variances had been granted over the strong objections of nearby residents and expressed her concern with there being no City appeal process. The Commission requested that the City Attorney work with the developer to try to address the neighbors' concern and to bring back some alternative options to ensure that this did not happen again.

Mayor Marks updated the Commission on efforts to address an emerging gang problem in the community and the transitioning of the Juvenile Justice Committee to the existing Youth Development Council.

Commissioner Gillum reported on discussions with a School Board Member regarding overall outlets for teen activity in the community and strong interest in bringing the schools together to address that issue.

Commissioner Katz applauded Mayor Marks for signing the U. S. Mayors' Climate Protection Agreement. He also advised that he would report back to the Commission in the near future on discussions with the County's liaison on the County's proposed Health Tax.

*CTC:RM:ecg:08-28-06*

## **SUMMARY OF COMMISSION MEETING - August 30, 2006**

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

**Items 1-7** - Voted 4-0 (Commissioner Mustian absent) to approve the staff's recommendations presented in Consent Agenda Items 1-7, taking the following action:

Item 1 - Approved the re-appointments of Richard Wieckowicz and Thomas Kwader to represent the City on the Leon County Science Advisory Committee, to terms expiring March 2009 (*as recommended by the Mayor*)

Item 2 - Adopted Condemnation Resolution No. 06-R-31, authorizing the City Attorney to initiate eminent domain to acquire private properties necessary for the Orange Avenue Extension Phase II Project (from Blair Stone Road to Capital Circle Southeast) (*Option 1 as recommended by the City Attorney*)

Item 3 - Approved the award of three-year term contracts to the following vendors, sole bidders, for hot in-place asphalt recycling and edge milling services, for the period October 1, 2006 through September 30, 2009, and authorized contract extensions for up to two additional years with satisfactory performance from the vendors - for an annual estimated expenditure of \$350,000 between the two contracts (*Option 1 as recommended by Public Works/Streets & Drainage*):

- Cutler Repaving, of Lawrence, KS, for the single-pass method (IFB #0144-06-SB-TC)
- Pavement Savers, of Cocoa, FL, for the multiple pass method (IFB #0143-06-SB-TC)

Item 4 - Approved the Glasper Subdivision Plat, containing 0.122 acres, subdivided into two (2) lots, bounded on the north by Mission Road, and on the south, east and west by unplatted land, planned for development as single-family residential by Donald E. and Constance L. Glasper, owners (*as recommended by Public Works/Engineering*)

Item 5 - Initially approved the Piedmont Road Subdivision Plat, containing 0.89 acres, subdivided into two (2) lots, bounded on the north and east by unplatted land, on the west by Middlebrooks Circle, and on the south by Piedmont Drive, planned for development as single-family residential by Marshall E. Gibbs and John Michael Shannon, owners (*as recommended by Public Works/Engineering*)

Subsequently, voted 5-0 to reconsider the prior action taken to approve the Piedmont Road Subdivision Plat; and then voted 5-0 to continue action on the

Piedmont Road Subdivision Plat until the next meeting, scheduled for September 13, 2006, and requested that the City Attorney bring back an opinion in terms of the Commission's authority with regard to approving or disapproving the request

Item 6 - Approved the award of a three-year term contract for the "Ride Guide" printing services (IBF #0020-06-SB-TC) to Durra-Print, sole bidder meeting specifications, in the estimated annual amount of \$32,875, for the period September 1, 2006, to August 31, 2009 (*Option 1 as recommended by StarMetro*)

Item 7 - Approved the minutes of the following City Commission meetings as distributed (*as recommended by the City Treasurer-Clerk/Records Management*):

- November 3, 2005 Special Meeting (Workshop on Cycle 2006-1 Comprehensive Plan Amendments)
- November 16, 2005 Special Meeting (Joint City-County Workshop on Cycle 2006-1 Comprehensive Plan Amendments)
- November 16, 2005 Regular Target Issue Workshop
- May 24, 2006 Regular Target Issue Workshop (IRP Study Update)
- July 12, 2006 Regular Meeting

**Item 8** - *DELETED FROM THE AGENDA a meeting of the Community Redevelopment Agency Board (an item brought forward by Economic Development) - TO BE RE-SCHEDULED FOR SEPTEMBER 13, 2006*

**Item 9** - Directed the staff to investigate the issue of an automatic escalator in the in-City Fire Services Fee, and bring back some options with a recommendation and background material (*as recommended by Commissioner Lightsey*)

**Item 10** - By consensus, introduced Ordinance No. 06-O-47, which would implement a preference in City purchasing and contracting for vendors who contribute to local eligible human services organizations, and set the public hearing on the ordinance for September 27, 2006 (*Option 1 as recommended by the Department of Management and Administration [DMA]*)

The Commission requested that the staff provide additional information prior to the public hearing to address some concerns and questions of the Commissioners related to the structure and implementation of the proposed vendor preference.

**Item 11** - Received a presentation updating the Commission on the proposed Compass Pointe Development Plan, which was a Flightline Development Corporation proposal to redevelop the Old Terminal Complex at the Airport, at an estimated cost of \$14 million, to be themed around a campus consisting of the following - to be brought back to the Commission for approval upon completion of negotiations, regulatory and legal reviews, and associated lease adjustments (*an item brought forward by Aviation*):

- Very Light Jet (VLJ) Center of Excellence
- Aircraft Sales Facility
- Aircraft Maintenance Facility
- Hotel Complex
- Corporate Condo/Specialized Aviation Service Facility

The Commission commended Flightline Development Corporation for its initiative.

Mr. Danny Langston, representing Flightline Development Corporation, appeared before the Commission relative to this item.

**Item 12** - Voted 5-0 to approve the establishment of a 0% Housing Trust Fund line of credit, in the amount of \$150,000, for the Tallahassee Lenders' Consortium to facilitate the Down Payment Assistance Program for the provision of affordable housing (*Option 1 as recommended by Neighborhood and Community Services [NCS]*)

**Item 13** - *DELETED FROM THE AGENDA a request to adopt the proposed Amendment to the Interlocal Agreement for the Downtown Community Redevelopment District (an item brought forward by Economic Development) - TO BE RE-SCHEDULED FOR SEPTEMBER 13, 2006*

**Item 14** - Voted 5-0 to appropriate \$2,500 from the State Asset Forfeiture Fund for the required 1/9th funding match for the use of \$22,500 in unused FY04 Local Law Enforcement Block Grant funds returned from the Leon County Adult Drug Court, and authorize the Police Department to expend \$25,000 for additional laptop computers and software for technicians and system administrators assigned to the Police Information Management Section (*Option 1 as recommended by Tallahassee Police Department [TPD]*)

**Item 15** - Held the first of two public hearings on the Fourth Amendment to the Tallahassee Community College (TCC) Development Agreement, specifically an amendment of Exhibit 2 (TCC Projects with Square Footage - Phase III), to include 1) the addition of a 1,000 space parking garage, and 2) utilization of the remaining 62,982 square footage of Phase III projects for classroom/library/administration buildings, and extension of the duration of Phase III from July 20, 2006 until April 21, 2012

By consensus, continued this item to the second public hearing scheduled for September 27, 2006 (*Option 1 as recommended by Growth Management*)

There were no speakers on this item.

Mr. Warren A. Emo, representing EMO/Architects, Inc., 1126 Thomasville Road, representing Tallahassee Community College (TCC), indicated his availability to answer questions relating to this item.

**Item 16** - Held a public hearing on SouthBrook Rezoning Ordinance No. 06-Z-16, introduced on March 8, 2006, which would amend the existing SouthBrook Planned Unit Development (PUD), containing approximately 69.69 acres, located on the northwest corner of the intersection of Capital Circle Southwest and Balkin Road, to allow attached and detached residential units throughout the entire property with a maximum residential density of 16 dwelling units per acre (RZ-514) (applicant: Linderand, Inc.)

By consensus, continued the public hearing on Ordinance No. 06-Z-16 until November 21, 2006 (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 17** - Held a public hearing on Wildwood Church PUD Rezoning Ordinance No. 06-Z-33, introduced on June 7, 2006, and continued from July 12, 2006

Voted 5-0 to adopt the ordinance, rezoning 60 acres located on the east side of North Meridian Road, approximately 100 feet south of Oak Grove Plantation Road, from Lake Protection (LP) zoning district to PUD zoning district (RZ-538), for a 116,000 square feet sanctuary building that would allow for a day care center, a pre-school, and after school programs, based on the findings of the Planning Commission and the Development Review Committee during their review of the proposed PUD Concept Plan, and subject to their conditions as presented within the agenda item report (applicant: Wildwood Presbyterian Church) (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 18** - Held a public hearing on Mandalay Bay Rezoning Ordinance No. 06-Z-37, introduced on June 7, 2006, and continued from July 12, 2006, which would rezone 13.4 acres more or less located on the northwest side of North Blair Stone Road approximately 450 feet south of Phillips Road from Office Residential 3 (OR-3) to Residential 1 (R-1) (Single Family Detached Residential) (RZ-542) (applicant: Sunland I, LLC)

Voted 0-4 (Commissioner Gillum absent) denying Ordinance No. 06-Z-37, and retaining the existing OR-3 zoning district based on the findings and conditions of the Planning Commission (*Option 1 as recommended by Planning*)

The Commission encouraged the applicant to bring back a plan for the development of all three parcels together so as to maximize their potential.

Mr. Darwin Gamble, 1248 Halifax Court, President of the Greater Brandt Hills Neighborhood Association, appeared before the Commission in support of this item.

**Item 19** - Held a public hearing on Ordinance No. 06-O-45, introduced on July 5, 2006, which would amend the City Code to define and regulate the use of portable temporary storage units (PODS)

By consensus, continued the public hearing on Ordinance No. 06-O-45 to September 27, 2006 (*Option 1 as recommended by Planning*)

There were no speakers on this item.

**Item 20** - Held a public hearing on the Collection of Special Assessments on the 2006 Tax Bill

Voted 4-0 (Commissioner Gillum absent) to adopt Resolution No. 06-R-11, adopting and certifying the 2006 Non-Ad Valorem Assessment Roll (*as recommended by the City Treasurer-Clerk/Tax and Revenue*)

There were no speakers on this item.

**Item 21** - Held a public hearing on Ordinance No. 06-O-50, introduced on August 23, 2006

Voted 4-0 (Commissioner Gillum absent) to adopt the ordinance, providing for cleanup amendments to the City's Pension Plans, the establishment of a Deferred Retirement Adoption Plan (DROP) for General Employees and Firefighters, and the implementation of a cost of living adjustment (COLA) for

firefighters per their recent contract (*Option 1 as recommended by the City Treasurer-Clerk/Retirement Administration*)

The Commission congratulated the staff on the DROP Program, and City Treasurer-Clerk Herndon commended Retirement Administrator Steve Chase for doing a great job on developing the program.

### **Unagendaed**

Commissioner Katz confirmed with City Treasurer-Clerk Herndon that he had requested clarification on a recent article regarding a Prudential settlement, and would send copies of the response to the Commissioners.

City Commission Information and Sharing of Ideas - Dr. Bill Law, Chairman of the Economic Development Commission (EDC) appeared before the Commission and reported on the status of local efforts to attract the very prestigious Torrey Pines Institute for Molecular Studies, a California-based biotech company, indicating that he anticipated having a specific proposal by September 5, 2006, for a decision by this Commission. Mayor Marks expressed support for helping with this effort to attract the relocation of this institute to this community, and he thanked Dr. Law for his efforts in this regard.

*CTC:RM:ecg:08-31-06*