

## September 11, 2002

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

**Item 1** – Presented a proclamation to the City Building Services staff in recognition of International Housekeepers Week, September 8-14, 2002

**Item 2** – Presented a proclamation to Ms. Sue C. Bratton, on behalf of the Caroline Brevard Chapter of the National Society of Daughters of the American Revolution, in honor of Constitution Week

**Consent Agenda Items 3-8, 10-19 and 22** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3-8, 10-19 and 22, taking action as follows:

Item 3 – Approved **revisions to the Bylaws of the Construction Industry Review Committee (CIRC)** (*Option 1 recommended by the City Attorney*)

Item 4 – Authorized staff to negotiate and execute an **engineering services agreement to update the Airport Master Plan with the LPA Group, Inc.**, under the existing Continuing Consulting Engineering Services Agreement (*recommended by Aviation*)

Item 5 – Adopted **Resolution No. 02-R-42, accepting a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) (#2680219401) for Passenger Loading Bridge Improvements** identified in the Aviation Capital Improvement Program for FY2003, for a total of \$600,000 of FDOT matching funds with the balance to be funded by Passenger Facility Charges (PFC) (*recommended by Aviation*)

Item 6 – Approved a **Mutual Aid Agreement for Extended Generation Outages with other participating public power utilities in Florida and Georgia**, designating 150 MW of Purdom Unit 8 electric power generation to the agreement (*Option 1 recommended by Electric Utility*)

Item 7 – Approved the execution of a **purchase order for PeopleSoft Financials Consulting Services**, in the amount of \$43,200, including estimated airfare costs of \$6,000, **for services related to the refinement and execution of a fiscal year close out plan** under the City of Tallahassee's PeopleSoft Financial Management System (*recommended by the Department of Management & Administration [DMA]/Accounting Services*)

Item 8 – Approved the **purchase of an Uninterruptible Power Supply (UPS), backup server and mounting rack computer equipment from Unisys Corporation**, totaling \$71,190, off State Contract #250-000-03-1, for the Computer Aided Dispatch and Records Management Systems (CAD/RMS) Project (*Option 1 recommended by the Chief Information Systems Officer [CISO]*)

**Item 9 – Deleted from the agenda an award of contract for the construction of metal storage buildings** (*the Special Events Storage Building at Myers Park and the Municipal Park District Storage/Maintenance Building at Tom Brown Park*) (*an item by Parks & Recreation & Public Works/Engineering*)

Item 10 – Approved the **acceptance and expenditure of a \$39,396 grant award from the Florida Attorney General and a \$750,000 grant award from the U. S. Department of Justice**, to maintain the current level of staffing of the Victim Advocate Unit and to supplement/leverage the City's investment in the 800 MHz radio system and the Public Safety Systems Integration (PSSI) project, including additional laptop computers in patrol cars, the purchase of licenses and hardware for an automated infield traffic citation module, and hiring two temporary employees to assist with system development and maintenance (*Option 1 recommended by Tallahassee Police Department [TPD]*)

Item 11 – Authorized **acceptance of FY2002-03 Department of Justice Local Law Enforcement Block Grant funds and obligation of the required matching funds;** and approve the coordination of a public hearing to be held September 25, 2002 prior to the final approval of the allocations of the funds, recommended by the Advisory Board as follows (*Option 1 recommended by TPD*):

<b>Proposed FY03 Allocation</b>			
<b>Tallahassee Police Department</b>	<b>Federal</b>	<b>Match</b>	<b>Total Project</b>
Investigators (3) – Continuation Funding	\$144,000	\$16,000	\$160,000
Special Response Team Equipment	\$63,000	\$7,000	\$70,000
Forensic Laboratory Equipment	\$36,000	\$4,000	\$40,000
Electronic Arrest Report Software	\$13,500	\$1,500	\$15,000
Combined Day/Night Rifle Scopes	\$14,388	\$1,598	\$15,986
Recruitment Advertising	\$13,500	\$1,500	\$15,000
<i>Subtotal</i>	<i>\$284,388</i>	<i>\$31,598</i>	<i>\$315,986</i>
<b>Leon County</b>			
GPS Tracking Program	\$14,400	\$1,600	\$16,000
<b>2<sup>nd</sup> Judicial Circuit</b>			
Juvenile Drug Court	\$22,500	\$2,500	\$25,000
Adult Drug Court	\$17,100	\$1,900	\$19,000
<i>Subtotal</i>	<i>\$39,600</i>	<i>\$4,400</i>	<i>\$44,000</i>
<b>State Attorney's Office</b>			
Vehicle (1)	\$14,400	\$1,600	\$16,000
Court Watch Program	\$9,000	\$1,000	\$10,000
<i>Subtotal</i>	<i>\$23,400</i>	<i>\$2,600</i>	<i>\$26,000</i>
<b>DISC Village</b>			
JARC Booking Unit	\$56,700	\$ 6,300	\$63,000
<b>Total</b>	<b>\$418,488</b>	<b>\$46,498</b>	<b>\$464,986</b>

Item 12 – Approved the **purchases of one (1) industrial tractor with attachments replacement vehicle from Vermeer Southeast Sales & Service, Inc., of Jacksonville, FL,** in the amount of \$109,900; **one (1) class eight roll off refuse truck replacement vehicle from Capital Truck, Inc., of Tallahassee, FL,** in the amount of \$94,704; **three (3) miscellaneous trailers replacement vehicles from Pitts Enterprise, Inc., of Pittsview, AL,** in the amount of \$34,500; and **three (3) miscellaneous trailers additional vehicles from Sherman & Reilly, Inc., of Chattanooga, TN,** in the amount of \$165,420, low bidders meeting specifications in accordance with Bid #0123-02-KR-BP (*Option 1 recommended by Public Works/Fleet Management*)

Item 13 – Approved a **contract award for the refurbishment of two (2) surplus medium duty trucks with aerial devices to Baker Equipment Engineering Company,** sole source provider, as additional vehicles for use by the Electric Department (*Option 1 recommended by Public Works/Fleet Management*)

Item 14 – Approved the **purchase of seven (7) miscellaneous trailers from Ring Power Corporation, of Tallahassee, FL,** low bidder meeting specifications, in the amount of \$127,865, in accordance with Bid #0155-02-KR-BP, providing two (2) additional vehicles for Electric Operations/Distribution and five (5) additional vehicles for Water Utilities (*Option 1 recommended by Public Works/Fleet Management*)

Item 15 – Approved the **purchase of five (5) light duty crew cab trucks with service bodies from Orville Beckford Ford, of Milton, FL**, in the amount of \$130,400, and **one (1) medium duty truck with a 41' aerial device from Telelect East, of Glen Allen, VA**, in the amount of \$109,194, low bidders meeting specifications, in accordance with Bid #0156-02-KR-BP, providing four (4) replacement vehicles for Parks & Recreation-Maintenance and one (1) replacement vehicle for Public Works-Traffic Systems (*Option 1 recommended by Public Works/Fleet Management*)

Item 16 – Approved **Change Order No. 4, to address an overrun in concrete** for driveways, adjustments to a sanitary sewer service and minor additional demolition and fence relocation, in the amount of \$11,014.60, **to the construction contract with Crowder Excavating and Landscaping, Inc.**, (*Option 1 recommended y Public Works/Engineering*)

Item 17 – Approved an **engineering services design contract for the Central Drainage Ditch Flood Reduction Project with Singhofen & Associates, Inc.**, a continuing stormwater engineering services consultant, in the amount of \$99,436.97 (*Option 1 recommended by Public Works/Stormwater Management*)

Item 18 – Approved the **Southwood Unit 4, Phase 4 subdivision plat** (*recommended by Public Works/Engineering*)

Item 19 – Approved the **Havenbrook Subdivision plat** (*recommended by Public Works/Engineering*)

**Item 20 – Deleted from the agenda a request to join in the dedication and approve the Southwood Unit 5, Phase 3 subdivision plat** (*an item by Public Works/Engineering*)

**Item 21 – Deleted from the agenda a request to authorize task orders for the Springhill Road Pumping Replacement Project, including Phase I – Facilities Plan and Preliminary Engineering Design, and Phase 2 – Final Design and Permitting, and to approve modification of the purchasing policy** to allow the four consulting services agreement contracts to include design or analysis of routine and non-routine water and sewer projects as stated in the original Request for Proposals (RFP) – this option being recommended due to the current poor condition of the pumping station and the adverse impacts that failure of this pumping station would have on the environment and the City budget (*an item by Water Utility*)

Item 22 – Approved the **minutes** of the following City Commission meetings as distributed:

- 06-12-02 Regular
- 06-26-02 Regular
- 07-01-02 Special, Workshop on FY2003 Budget
- 07-02-02 Regular
- 07-10-02 Regular

**Item 23 – By consensus, introduced Ordinance No. 02-O-11**, which would **amend the composition of the Tallahassee Community Redevelopment Agency Board** to consist of the City Commission plus two citizens to be appointed by the City Commission from a slate of nominees forwarded by the Board of County Commissioners of Leon County, and set the ordinance for public hearing on September 25, 2002 (*Option 3 recommended by the City Attorney*)

**Item 24 – By consensus, introduced Layfield & MacFarland Rezoning Ordinance No. 02-Z-79**, which would rezone 1.98 acres fronting on the west side of Lakeshore Drive West approximately 800 feet south of North Monroe Street from MR-1 Medium Density Residential District to OR-1 Office Residential District (RZ-334), as requested by James MacFarland, and set the ordinance for public hearing on September 25, 2002 (*Option 1 recommended by Planning*)

**Item 25** – By consensus, **introduced City Commission (Valley Green Subdivision) Rezoning Ordinance No. 02-Z-83**, which would rezone 29.5 acres fronting on Valley Green Drive, Vega Drive, Abbeywood Lane, Beechnut Lane, Deer Haven Drive and Peachtree Drive from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-342), implementing Comprehensive Plan Map Amendment 2001-2-M-0008, and set the ordinance for public hearings on September 25 and October 23, 2002 (*Option 1 recommended by Planning*)

**Item 26** – By consensus, **introduced City Commission (Meadow Brook Unit 6) Rezoning Ordinance No. 02-Z-84**, which would rezone 27 acres fronting on Beautyberry Court, Basswood Lane, Buttonbrush Court and Violet Street from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-343), implementing Comprehensive Plan Map Amendment 2001-2-M-00, and set the ordinance for public hearings on September 25 and October 23, 2002 (*Option 1 recommended by Planning*)

**Item 27** – By consensus, **introduced Ordinance No. 02-Z-88**, which would **amend the Residential Preservation 2 Zoning District in the City Zoning, Site Plan and Subdivision Regulations** to allow the construction of townhouses, limited to two single-family attached units utilizing the single-family non-clustered standards for lot configurations with a provision permitting zero-lot line construction along the common wall of the units, and set the ordinance for public hearings on September 25 and October 23, 2002 (*Option 1 recommended by Planning*)

**Item 28** – By consensus, **introduced Life Deliverance Ministries Voluntary Annexation Ordinance No. 02-O-91**, which would voluntarily annex 26 acres located southeast of Jim Lee Road (3377 Jim Lee Road), as petitioned by the owner with the intent to develop the site with a 14,400 square foot church building and two mobile homes, and set the ordinance for public hearing on September 25, 2002 (*Option 1 recommended by the Department of Management & Administration [DMA]/Office of Budget & Policy*)

**Item 29** – By consensus, **introduced Summerchase Rezoning Ordinance No. 02-Z-94**, which would rezone 47.24 acres located on the north side of Gearhart Road at the intersection of Westover Drive from R-3 Single and Two-Family Residential District to MR-1 Medium Density Residential District (RZ-346), as requested by Summer Chase, and set the ordinance for public hearing on November 26, 2002 (*Option 1 recommended by Planning*)

**Item 30** – By consensus, **introduced Ordinance No. 02-O-98**, which would **amend the General Employees, Police Officers and Firefighters Pension Plans** to implement a number of cleanup/housekeeping amendments pursuant to a recent review by the Retirement Division, and set the ordinance for public hearing on September 25, 2002 (*Option 1 recommended by the Treasurer-Clerk's Office/Retirement*)

**Item 31** – By consensus, **introduced Ordinance No. 02-O-99**, which would **adopt the Cycle 2002-2 Amendments to the 2010 Tallahassee-Leon County Comprehensive Plan for the incorporated area of Tallahassee**, and set the ordinance for public hearing at the joint meeting of the City Commission and Leon County Board of County Commissioners on September 24, 2002, at 6:00 p.m., in the Leon County Courthouse County Commission Chamber (*Option 1 recommended by the City Attorney's Office*)

**Item 32** – By consensus, **introduced Ordinance No. 02-O-103**, which would approve an effective date of October 15, 2002, as specified in Ordinance No. 02-O-103, to **effect the changes necessary to implement the PeopleSoft Customer Information System (CIS)** that were previously adopted in Ordinance No. 01-O-62 (*Option 1*), and approve the proposed change to authorize the City Manager to **establish the policies related to utility billing penalties** specified in Ordinance No. 02-O-103 (*Option 2*), and set the ordinance for public hearing on September 25, 2002 (*recommended by Utility Business & Customer Services/Accounts Administration*)

**Item 33** – Received an **update from City Manager Favors and City Attorney English on the Leon County Landfill Reserve Fund**; voted 5-0 to encourage Leon County to make a decision within 30 days to participate in binding arbitration and bring the matter to a close in no more than 120 days, with Commissioner Katz serving as Lead Commissioner

**Item 34** – Discussion of Election Qualifying Period; voted 1-4 (Commissioners Maddox, Lightsey, Meisburg and Katz opposed) **denying a motion to move the City Election Qualifying Dates** to December 2 through December 6, 2002

Commissioner Lightsey confirmed her intent to run for re-election to her seat on the Commission.

**Item 35** – Received an analysis and report from City Attorney English, and discussed **Martin Hurst Road annexation and vested rights transfer development issues (proposed Arbor Walk at Market Square development)**

Voted 5-0 on a motion to rescind the entire vote made by the City Commission on August 21, 2002, which would basically undo everything we did going back to where we were prior to taking any action

Voted 3-2 (Commissioner Lightsey and Commissioner Meisburg opposed) on a motion that the City submit one or more Comprehensive Plan amendments in the current Comprehensive Plan amendments cycle to attempt to accommodate the proposed development (the City's sponsorship not being intended to indicate support on the merits but to ensure that the amendments are included in the current cycle), and ask the Comprehensive Planning staff to work with the developer to determine what amendments are necessary and ensure that they are properly filed

Commissioner Bailey asked that the City Attorney provide him with a list of lawsuits over the past 10 years showing that it was against the law to transfer vested rights with the land use density in place prior to the implementation of the Comprehensive plan.

**Item 36** – Voted 5-0 to adopt **Resolutions 02-R-43 and 02-R-44**, adopting the Finding of Necessity and Establishing Boundaries of a **Downtown Community Redevelopment District (CRD)**, to include the Finding of Necessity Study Report prepared by Dr. Sam Cassella

Mayor Maddox announced a letter had been received from County Commission Chair Dan Winchester expressing concern with the City's actions on this issue, and he submitted the letter to City Treasurer-Clerk Herndon with a request that a copy be distributed to each City Commissioner.

Commissioner Lightsey obtained an opinion from City Attorney English to the effect that there was no conflict of interest from anyone sitting on the CRA Board or the City Commission who owned property in the CRD given the size of the district.

**Item 37** – Held the first of two public hearings on the **Proposed FY 2002-03 Budget and millage rates, presented by the City of Tallahassee and the Downtown Improvement Authority (DIA)**, the second and final public hearing being scheduled for September 25, 2001 (*presented by DMA/Budget & Policy*)

1. City Attorney English read the following statement into the record: *"The proposed millage rate for fiscal year 2003 is 3.2000 for the City of Tallahassee and 1.000 for the DIA. The proposed aggregate millage rate represents a 5.56% increase above the rolled-back rate. This increase will be used to support general governmental services such as public safety."* Resolution No. 02-R-37, attached to the agenda item, was provided to state the percentage that the tentative millage rate exceeds the rolled-back rate.

2. Allowed public input on the City's proposed millage. This public hearing was advertised in compliance with Florida Statutes 200.065 as per the TRIM notice that was mailed to all property owners by the Leon County Property Appraiser.

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

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

- Ms. Sue Dick, representing the Economic Development Council (EDC), proponent of the EDC funding request
- Mr. David Stevenson, 3644 Barbary Drive, representing the Tallahassee Little Theater, proponent of the Cultural Resources Commission (CRC)
- Mr. Charles Hazelip, 1574 Three Lanterns Lane, representing the Tallahassee Civic Chorale, proponent of the CRC
- Ms. Dot Inman-Johnson, 2121 Trescott Drive, proponent of CRC
- Ms. Jevelle Robinson, P. O. Box 10943 (32302), representing African Caribbean Dance Theatre, Inc., proponent of CRC
- Mr. Waldie Anderson, 3321 Dartmoor Drive, representing the Big Bend Community Orchestra, proponent of CRC
- Ms. Holly Thompson, 1720 Mahan Drive, Executive Director of the Tallahassee Little Theatre, proponent of CRC
- Mr. James M. McMurtry, 1812 Fernando Drive, proponent of CRC
- Ms. Mary Beth Foss, 403 E. Call Street, Executive Director of LeMoyne Art Foundation, proponent of CRC
- Mr. Jim Beasley, 1734 Armistead Place, representing LeMoyne Art Foundation, proponent of CRC
- Ms. Anneliese Oppenheim, Vice President of LeMoyne Art Foundation, proponent of CRC
- Ms. Jackie Bigoney, 2723 Lucerne Drive, representing 621 Gallery, proponent of CRC
- Mr. Jack Traylor, 711 Twin Oaks Lane, representing City Firefighters, proponent of increased pay and addressing findings of the ISO Audit
- Ms. Ann Woodward, representing Canopy Roads Management, proponent of increased pay for City firefighters
- Ms. Barbara Jackson, representing Caldwell Bankers, proponent of increased pay for City firefighters
- Mr. David Moore, Sr., representing Capital Insurance Co., proponent of increased salary for City firefighters
- Ms. Sharon Press, 5721 Grassland Road, Chair of the CRC Board of Directors, proponent of CRC
- Ms. Fely Curva, 1212 Piedmont Drive, representing the Tallahassee Ballet, proponent of CRC
- Ms. Miriam Gurniak, 1943 Lawsens Road, proponent of CRC
- Mr. Erwin Jackson, 5002 Glenrose Court, proponent of lower property tax rate
- Mr. Gil Ziffer, proponent of strategic plan that would increase funding for art organizations

Commissioner Lightsey **requested that City Manager Favors keep a list of people interested in the ISO report.**

4. Allowed public input on the DIA's proposed millage. This public hearing was advertised in compliance with Florida Statutes 200.065 as per the TRIM notice, which was mailed to all property owners by the Leon County Property Appraiser. There were no speakers on this item.

5. Allowed public input on the DIA's proposed budget.

There were no speakers on this item.

6. Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve adjustments to the City's proposed budget. All programs to be funded in accordance with the Commission's adoption of the proposed budget on July 1, 2002, and including additional issues affecting both revenues and expenditures that had arisen which impacted both the operating and capital budgets. (A summary listing of operating budget changes was included in Attachment B1 to the agenda item. Capital budget changes were delineated in Attachment C1. Revisions affecting individual capital budget project sheets were also included as Attachments C-2 through C-10).

Commissioner Bailey observed that the senior homestead exemption had not been recommended in this proposed budget.

7. Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve the City's tentative millage rate of 3.2000 mills, Resolution No. 02-R-37. City Attorney English announced "*the proposed aggregate millage rate exceeds the rolled back rate by 5.56%. This increase will be used to support general government services such as public safety.*"

8. Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve the City's tentative budget, as amended.

9. Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve the DIA's tentative millage rate of 1.000, Resolution No. 02-R-37 (See Agenda Attachment D1).

10. Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve the DIA's tentative budget, as amended (See Agenda Attachment E).

11. Introduced **Appropriations Ordinance No. 02-O-92** (Agenda Item Attachment D2). Contingent upon Commission action, the ordinance and required budget summary advertisement to be adjusted accordingly for all issues resolved as part of this item, as well as items approved during the September 11, 2002 Commission meeting that may affect the fiscal year 2003 budget.

City Attorney English read the title of Ordinance No. 02-O-92 into the record, as presented.

The Commission then voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to:

- approve the **general employee salary increase package** funded at 5% of payroll, which provides for base pay increases based on an evaluation of "meets expectations" or better, ranging from a guaranteed minimum of the greater of 3% or \$1,019.20 annually, and an additional increase of up to 2% depending upon the employee's performance rating category effective for the pay period beginning September 21, 2002; and also provides the opportunity for bonuses for special accomplishments (*Option 3*)
- approve the **modifications to the Capital Projects Management Policy** as recommended (*Option 4*)
- provide a **loan from the Deficiency Fund of \$1,250,000 to allow Blueprint 2000 projects to begin prior to issuance of debt funding in January 2003**, the loan to be repaid with interest when the new debt is issued (*Option 5*)

#### **UNAGENDAED:**

The Commission recognized and applauded Mayor Maddox's performance in the Attorney General's primary election.

The Commission noted that September 10<sup>th</sup> had been Commissioner Bailey's birthday, and wished him a Happy Birthday.

Mayor Maddox presented a proclamation to WCTV News Reporter Jenny Khoen, recognizing this as her last day on the job of covering City news and wishing her well in her new career as public information officer for the Florida Department of Law Enforcement (FDLE).

Ms. Marti Johnson declined to appear in view of time constraints in attending subsequent scheduled events at Tom Brown Park.

Mr. Willie Hardy, 2717 McElroy Street, appeared before the Commission relative to the City's "Cash for Trash" program and application of City Code enforcement.

The Commission invited everyone to attend the September 11<sup>th</sup> memorial service scheduled to begin at 7:30 p.m. at Tom Brown Park.

CTC:RM:ecg:09-13-02

## September 18, 2002

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

**Item 1** – Received a staff briefing on **Neighborhood Improvement Initiatives**, including prioritized listings of projects and a map showing the geographic location of the projects, and determined that approximately \$7 million out of approximately \$53 million in the proposed neighborhood capital improvement projects were utilities projects that could be funded out of utility revenues (*presented by Public Works/Administration*)

The Commission directed the staff to:

- keep the citizens involved,
- delay the issuance of bonds and debt service until needed,
- obtain implemental cost estimates based on bonding and other financing,
- take into consideration the operational savings for decreased maintenance costs on old streets when considering financing,
- proceed with right-of-way acquisitions and other measures to expedite projects where possible regardless of priority listing,
- consider increasing personnel and obtaining outside management personnel if needed,
- identify and separate health and safety issue projects, such as eliminating flooding and improving poor lighting, and try to ensure there were no unnecessary budget constraints for them,
- consider what infrastructure improvements for the selected renaissance neighborhood could be implemented in Fiscal Year (FY) 2003,
- attempt to work with minimum right-of-way requirements, and
- consider going to underground electric where projects involved replacing electric utility lines

**Item 2** – Deleted from the agenda a discussion of a **Gated Communities Report** (an item brought forward by Public Works)

**Item 3** – Received a briefing on **Frenchtown Stormwater Basin Planning** and discussed the need for continued redevelopment while moving in parallel to implement stormwater retrofit projects (*presented by Public Works/Stormwater Management*)

**Item 4** – Received an update on the success of the **Apalachee Ridge Renaissance Update** and a report on the **2002 Neighborhood Renaissance Selection**; also, received a slide presentation on the **Providence Neighborhood’s improvement proposal** (*Planning*)

The Commission recognized and welcomed Ms. Rosalind Tompkins and a large group of citizens from the Providence Neighborhood, and commended the group’s neighborhood improvement proposal.

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

- Mr. Leslie Harris, President of the Providence Neighborhood Association (PNA)
- Reverend Walter McDonald, Providence Baptist Church, Co-Founder of the PNA
- Mr. Doug Douglas, Co-Founder of the PNA

**Item 5** – Voted 5-0 to authorize a loan for up to \$100,000 from the City of Tallahassee Housing Trust Fund to finance the development and implementation of the development plan for the Downtown Community Redevelopment District (CRD)

## COMMUNITY REDEVELOPMENT AGENCY MEETING

The City Commission also met in special session as the Tallahassee Community Redevelopment Agency (CRA) and took the following action:

**Item 1** - Discussed proceeding in a six-month process to develop a redevelopment plan for the Downtown Community Redevelopment District (CRD); discussed concerns that had been expressed by the County Commission and the County’s plan to challenge the City’s proposed Downtown CRA, and the City Commissioners’ continuing desire to resolve issues with the County (*presented by Economic Development*)

Voted 5-0 to accept a loan of up to \$100,000 from the City to the CRA to finance preparation of the Downtown Community Redevelopment Plan (*Option 1*), to approve the proposed rankings of the Evaluation Committee and authorize the City Manager to negotiate and execute a contract with the **RMPK Group**, at a cost not to exceed \$100,000, **for the preparation of a redevelopment plan for the Downtown CRD** (*Option 2*), with the understanding that the City would proceed in an orderly manner to provide a single plan, as opposed to a dual plan, recognizing that there was no attempt to meet a December 31, 2002 deadline, amended to proceed at a deliberate pace with early and frequent opportunity for public dialogue

**Item 2** – Received the proposed **CRA Budget for FY 2002**, which included a recommendation that the \$240,552 in 2002 tax increment funds be allocated to the repayment of a loan from the City’s Affordable Housing Trust Fund to the CRA, in the amount of \$91,459, and an allocation to support an affordable housing program in the Providence Neighborhood, in the amount of \$149,093; and the proposed **CRA Budget for FY 2003**, which included a recommendation that the \$422,211 in tax increment funds projected for FY 2003 be allocated to the following projects and expenses, effective October 1, 2002 (*presented by Economic Development*):

CRA Budget for FY 2003	
Agency Administration	\$ 80,138
All Saints Streetscape Improvements	\$100,000
Frenchtown Village Market Place Project	\$142,073
South Monroe Sector Plan Sidewalk and Streetscape Improvements	\$100,000

Voted 5-0 to approve proposed budgets for FY 2002 and FY 2003 tax increment funds, and authorize the City Manager to approve expenditures consistent with the approved budgets (*Option 1*) amended to limit the

administration allocation to 15% and allocate the remaining funds to the South Monroe Sector Plan Sidewalk and Streetscape Improvements

**Unagendaed** – Ms. Edwina Stephens appeared before the Commission, and thanked the staff and the Commission for the development of projects in the Bond Community/College Terrace Area

*CTC:RM:ecg:09/20/02*  
*Revised 10-03-02*

**September 24, 2002**

**Joint City-County Commission Adoption Hearing On  
Cycle 2002-2 Amendments  
To The 2010 Tallahassee-Leon County Comprehensive Plan**

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and held a public hearing on the Proposed Plan Amendments for Cycle 2002-2. The Commissions took the following action:

Consent Amendments:

- On behalf of the City, the City Commission voted 4-0 (Mayor Maddox absent) to approve the amendments on the consent agenda as transmitted to the Florida Department of Community Affairs (FDCA), including Map Amendment 02-2-M-002 and Text Amendments 02-2-T-006, -007, -009, -013, -015, -016, -017, -018, -019 and -020.
- The County Commission voted 6-0 (County Commissioner Grippa absent) on a like motion for the County.
- Modified Text Amendment per FDCA Objection, Text Amendment 02-2-T-008 and 02-2-T-008A (Welaunee Amendment):
- On behalf of the County, the County Commission voted 4-3 (County Commissioners Thaeil, Rackleff and Proctor opposed) to approve the language recommended by staff for Text Amendment 02-2-T-008.
- On behalf of the City, the City Commission voted 4-0 (Commissioner Bailey absent) to approve the language recommended by staff for Text Amendment 02-2-T-008, with the understanding that the item would be revisited upon receipt of additional information.
- On behalf of the City, the City Commission voted 4-0 (Commissioner Bailey absent) to approve Text Amendment 02-2-T-008 (Option A – modified recommendation) as modified by the staff's text amendment.
- The County Commission voted 6-1 (County Commissioner Proctor opposed) to approve the Text Amendment 02-2-T-008 (Option A – modified recommendation) as modified by the staff's text amendment.

The following persons appeared before the Joint Commission relative to Text Amendment 02-2-T-008:

- Mr. Joel Embry, 1812 Highland Drive, Fernandina Beach, FL, of Home Town Neighborhoods, Inc., representing Power House, Inc. (the applicant) (proponent)
- Mr. Charles Pattison, 2346 Armistead Road (proponent)
- Ms. Ann Bidlingmaier, 1920 Harriet Dr. (proponent of protecting of the canopy roads)
- Mr. John Dew, 6527 Chevy Way, representing Project Alliance (proponent)

- Mr. David James, 355 Old Dirt Road (informational)
- Mr. Lamar Bailey, 4475 Buck Lake Road (informational)
- Ms. Nancy Caire Miller, 16178 Sunray Road (proponent)

Action on Bradfordville Amendments 02-2-T-010 or 02-2-T-011:

- On behalf of the County, the County Commission voted 4-3 (County Commissioners Winchester, Thael and Rackleff opposed) to approve Text Amendment 02-2-T-010.
- The City Commission took no action on Text Amendment 02-2-T-010.

The following persons appeared before the Joint Commission relative to Amendments 02-2-T-010/02-2-T-011:

- Mr. Charles Pattison, 2346 Armistead Road (opponent of -010; proponent of -011 as modified by FDCA)
- Ms. Pamela Hall, 5051 Quail Valley (opponent of both -010 and -011)
- Mr. Richard Moore, 502 E. Park Avenue, representing the Bradfordville Homeowners Association (proponent of keeping the Bradfordville Study in the Comprehensive Plan)
- Mr. Greg Patterson, 2770 Thornton Road, President of the Bradfordville Homeowners Association (proponent of keeping the Bradfordville Study in the Comprehensive Plan)
- Ms. Leanne Jowers, 7754 McClure Drive (proponent of ensuring standards were not diluted or deleted)
- Ms. Ann Bilingmaier, 1920 Harriet Drive (proponent of -011)
- Mr. Pat Rose, 5171 Widefield Road (informational)

Adoption of City and County Ordinances:

- The City Commission voted 4-0 (City Commissioner Bailey absent) to adopt City Ordinance No., 02-O-99, incorporating the approved Cycle 2002-2 Amendments as part of the Comprehensive Plan.
- The County Commission voted 7-0 to adopt a Leon County Ordinance incorporating the approved Cycle 2002-2 Amendments, except the Bradfordville issue, as part of the Comprehensive Plan.
- The County Commission voted 4-3 (County Commissioners Winchester, Thael and Rackleff opposed) to adopt a Leon County Ordinance incorporating the approved Text Amendment 02-2-T-010, relating to the Bradfordville issue, as part of the Comprehensive Plan.
- By action of the City and County Commissions, the following amendments were adopted as part of the Comprehensive Plan:

CYCLE 2002-2 AMENDMENTS TO THE TALLAHASSEE-LEON COUNTY 2010 COMPREHENSIVE PLAN		
Item #	Amendment To	Nature of Amendment
2002-2-M-002	FUTURE LAND USE MAP (South side of Lake Jackson, east of US 27 North, north of Clara Kee Blvd.)	From: Lake Protection To: Recreation Open Space  44.5 Ac.
2002-2-T-006	Policy 11.4.3  Land Use Element	Modifies policy (deletes policy) relating to police substations and community policing efforts in Southern Strategy Area.
2002-2-T-007	Policy 11.2.2	Deals with the time frame for the completion of Sector Plans in the Southern Strategy Area.

	Land Use Element	
2002-2-T-008 as modified by staff per the FDCA recommendation	Adds a section of Goals, Objectives and Policies to meet Critical Area Planning requirements	For the Welaunee property these policies address land use density, types and location of development, transportation, infrastructure, and conservation and preservation features.
2002-2-T-009	Policy 2.2.10  Conservation Element	Amends the date for the development of a Lake Lafayette special Development Zone from 2000 to 2002.
2002-2-T-010	Goal 8  Land Use Element	Deletes Goal 8 and accompanying Objectives and Policies related to the Bradfordville Study Area.
2002-2-T-013	Policy 1.4.1  Transportation Element and Policy 1.1.3  Capital Improvements Element	Modifies the level of service on Monroe Street from Gaines Street to Tennessee Street from "D" to "E".
2002-2-T-015	Policy 3.1.2  Conservation Element	Deletes requirement to establish a citizen wildlife advisory committee.
2002-2-T-016	Policy 2.2.8  Conservation Element	Deletes requirement to define natural water bodies, man-made water bodies, and other water bodies.
2002-2-T-017	Policy 1.8.2  Intergovernmental Coordination Element	Deletes policy allowing a second Comprehensive Plan amendment cycle in 1990.
2002-2-T-018	Policy 1.3.2  Historic Preservation Element	Deletes policy directing the revision and update of the HC zoning district, a pre-1992 zoning district no longer in effect.
2002-2-T-019	Policy 1.3.3  Historic Preservation Element	Deletes policy dealing with waiving variance fees for properties zoned historic preservation overlay and listed on the local register.
2002-2-T-020	Policy 3.2.4  Historic Preservation Element	Deletes policy pertaining to utilization of volunteers in the development and implementation of historic preservation programs.

CTC:RM:ecg:10/09/02

## September 25, 2002

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

**Items 1 & 2** – Presented **proclamations** to Mr. Jim Davis, on behalf of Dr. Fred Gainous, honoring Dr. Gainous as the new President of FAMU, and to Representative Marjorie Turnbull, on behalf of Dr. William D. Law, Jr., honoring Dr. Law as the new President of TCC, and welcoming them to Tallahassee

**Item 3** – Received a **report from Mr. Barney Bishop, Chairman of the Airport Advisory Committee**, updating the Commission on issues addressed by the Committee in 2001-2002 and identifying three top issues for action, including: Air Service, Road Infrastructure and Economic Development; he also commended the Commission for having excellent Airport staff

Mr. Bishop introduced the new Co-Chairs of the Airport Advisory Committee, Mr. James Messer and Dr. John Koelemij.

The Commission thanked the Committee for its service and Mr. Bishop for his leadership as Chair of that Committee.

**Item 4** – Held a **meeting of the Pension Plan Board of Trustees**, with Police Lieutenant Joani Chase joining the Commission at the dais

The Board received an update from the City Treasurer-Clerk on the performance of the City Employees' Pension Fund investments since September 11, 2001:

The City continued to rank in the top 10% of all public-managed plans over the past five years, even though there had been a net return decrease of 0.9% (less than 1%) for the City's pension fund portfolio over the evaluation period.

City Treasurer-Clerk Herndon also updated the Board on the status of the 175/185 monies for the City of Tallahassee's Police Officers and Firefighters extra pension benefits, indicating the staff was in the process of setting up the new supplemental share plans for active Police Officers and Firefighters.

**Consent Agenda Items 4.1-7 and 9-16** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4.1 through 7 and 9 through 16, taking action as follows:

Item 4.1 – Approved the **appointments of Ryan W. Lawson**, replacing James Swaford, **and Kenneth Locke**, replacing Jacqueline Watts, **to the Construction Industry Review Board (CIRC)**, to terms expiring September 2005 *(presented by the Mayor's Office)*

Item 4.2 – Approved the **appointment of Dennis Morgan to the Downtown Improvement Authority (DIA)** to a term expiring June 2004, replacing Ron Saunders *(presented by the Mayor's Office)*

Item 4.3 – Approved the **appointment of Susan Boyd to the Environmental Code Enforcement Board** to a term expiring November 2005 *(presented by the Mayor's Office)*

Item 4.4 – Approved the **appointment of Margaret Jackson to the Tallahassee Housing Authority Advisory Board** to a term expiring April 2005, replacing Jacqueline Cunningham *(presented by the Mayor's Office)*

Item 5 – Awarded a contract to provide **service awards to City employees** in recognition of years of service to **O. C. Tanner Company**, sole bidder meeting specifications, at a cost of approximately \$28,000 annually, and authorized staff to extend the initial one-year contract on a year-by-year basis for up to three additional years, contingent upon the availability of funding *(Option 1 recommended by Human Resources)*

Item 5.1 *(moved from Public Hearing Item 25)* - Approved actions to support development of a **Tallahassee-Leon County Bicycle & Pedestrian Master Plan** as follows *(Option 1 recommended by Planning)*:

1. Authorized execution of a Joint Project Agreement (JPA) between the Florida Department of Transportation (FDOT) and the City of

Tallahassee for the development of a Bicycle and Pedestrian Master Plan;

2. Approved amending Project No. 02054, Bicycle & Pedestrian Facilities Master Plan, in the City's Approved Capital Budget for FY 2002 to include \$200,000 from FDOT, for a total project amount of \$300,000;

3. Approved the deobligation of funds, in the amount of \$13,682.09, from Project (Work Order) No. 96651, Tallahassee-Leon County Bicycle & Pedestrian Master Plan, and transfer the balance into the current Project No. 02054;

4. Approved the ranking of proposals by the Consultant Selection Committee;

5. Authorized the department to enter into negotiations with the highest-ranked consultant firm, **Renaissance Planning Group**, for the purpose of developing the Tallahassee-Leon County Bicycle and Pedestrian Master Plan; and, additionally, if successful negotiation of a fair and equitable contract with the top-ranked firm is not possible, authorized staff to terminate negotiations with the top-ranked firm and begin negotiations with the second-ranked firm and, subsequently, with the third-ranked firm, until acceptable contract terms are reached; and

6. Authorized the City Manager to execute the resulting contract with expenditures in the not-to-exceed amount of \$300,000.

Item 6 – Approved the proposed August 22, 2002 Letter of Agreement for the **Tram Road Sidewalk Construction** and authorized payment of \$60,000 to Leon County for the curb, gutter and sidewalk construction; authorized the City Manger to execute the Agreement consistent with these terms; approved an extension of the project to remain open until completion [According to Section 218.06 (B)(11)(b) of the Capital Project Management Policy, any project that has not been fully expended by the end of the fiscal year following the year the project was funded will be canceled, unless allowed to remain open by the City Commission. The Tram Road Sidewalk Project was funded in FY 2001.] (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 7 – Approved the **purchase of miscellaneous industrial tractors, trucks and trailers**, including 13 replacement vehicles [two (2) for Public Works/Drainage Maintenance, one (1) for Aviation, five (5) for Water Utilities, and five (5) for Solid Waste] and one (1) additional vehicle for Electric Operations/Distribution, from the following low bidders meeting specifications, in the total amount of \$1,460,967 (*Option 1 recommended by Public Works/Fleet Management*):

- **Tallahassee New Holland**, of Tallahassee, FL, in the amount of \$148,054 for two (2) 15' industrial tractor-backhoe-loaders with dipsticks, one (1) 15' industrial tractor-backhoe-loader and one (1) 6' industrial tractor-backhoe-loader;
- **Ring Power Corporation**, of Tallahassee, FL, in the amount of \$361,380 for two (2) 17' industrial tractor-backhoe-loaders (plus four pieces of optional equipment included with bid), one (1) telescoping boom lift and one (1) 4-wheel drive industrial wheel loader;
- **L. B. Smith, Inc.**, of Midway, Florida, in the amount of \$174,488 for one (1) track excavator; and
- **Capital Truck, Inc.**, of Tallahassee, FL, in the amount of \$777,045 for five (5) class eight front-end-loader refuse trucks

Item 8 – Pulled from Consent for discussion and a separate vote a request for approval of a **project scope change to the East Park Avenue Phase I contract with M of Tallahassee, Inc.** (an item brought forward by Public Works/Stormwater Management) (see below)

Item 9 – Approved the award of a construction contract for the **Tallahassee Regional Airport Taxiway "J" Widening Project** to **Allen's Excavation, Inc.**, Tallahassee, Florida, low bidder meeting specifications, in the amount of \$364,473, subject to acceptance by the Florida Department of Transportation (FDOT) and the Federal Aviation Administration (FAA) (*Option 1 recommended by Public Works/Engineering*)

Item 10 – Approved the award of a construction contract for the **Tallahassee Regional Airport Electric Vault Upgrade and Runway 9-27 Lighting Improvements Project** to **Florida Industrial Electrical, Inc.**, Longwood, Florida, low bidder meeting specifications, subject to acceptance by FDOT and FAA (*option 1 recommended by Public Works/Engineering*)

Item 11 – Approved the award of a construction contract for the **FAMU East Bus Canopy Rebuild to Council Contracting, Inc.**, Tallahassee, Florida, low bidder meeting specifications, in the amount of \$154,900 (Base Bid plus Alternative No. 1) (*Option 1 recommended by Public Works/Engineering*)

Item 12 – Approved the award of a construction contract for the **Renovation of the TalTran Headquarters Building to Council Contracting, Inc.**, low bidder meeting specifications, in the amount of \$405,237 (*Option 1 recommended by Public Works/Engineering*)

Item 13 – Approved the **Southwood Unit 10, Phase 2 Subdivision Plat**, containing 92.43 acres, subdivided into 93 lots, connected to Overlook Drive and bounded on the north by Blair Stone Road, being developed as Single-Family Detached Residential dwellings by The St. Joe Company, John Baric as Vice President (*recommended by Public Works/Engineering*)

Item 14 – Joined in the dedication and approved the **Southwood Unit 5, Phase 3 Subdivision Plat**, containing 29.80 acres, subdivided into four lots, bounded on the north partially by Barcelona Lane, on the south by Blair Stone Road and on the east by Capital Circle Southeast, being developed as Mixed Use Commercial Offices by The St. Joe Company, with John Baric as Vice President (*recommended by Public Works/Engineering*)

Item 15 – Approved the award of a four-year fixed-price contract, with an optional one-year extension, for the **Southeast Farm Perimeter Fence Replacement** (for the replacement of approximately 43,500 feet of fencing) to **Jim R. Hunter, Jr.** of Greenville, Florida, low bidder meeting specifications, in the amount of \$148,750

Item 16 – Approved the **minutes** of the August 21, 2002 Regular City Commission Meeting as distributed

**Item 8** (*pulled from Consent*) - Voted 5-0 to approve a **project scope change to the East Park Avenue Phase I contract with M of Tallahassee, Inc.** to construct additional drainage improvements necessary to address chronic flooding in the vicinity of Ferndale Drive and East Park Avenue, in the amount of \$178,714, for a total overall contract amount of \$1,253,808 (*Option 1 recommended by Public Works/Stormwater Management*)

**Item 17** – By consensus, **introduced 175/185 Pension Ordinance No. 02-O-105**, which would amend the Police Officers and Firefighters Pension Plans for Chapter 175/185, and set the ordinance for public hearing on October 23, 2002 (*Option 1 recommended by the City Treasurer-Clerk's Office/Retirement*)

**Item 18** – Voted 5-0 to **move the October 9, 2002 Commission meeting to October 8, 2002** (presented by City Manager Favors)

**Item 19** – Held the second and final public hearing on the tax millage and budget for the City of Tallahassee and the Downtown Improvement Authority (DIA), Appropriations Ordinance No. 02-O-92AA, introduced on September 11, 2002, and Resolution No. 02-R-37, taking action as follows (recommended by the Department of Management & Administration [DMA]):

1. Read into the record: "*The proposed millage rate for FY2003 is 3.200 for the City of Tallahassee and 1.000 for the DIA. The proposed aggregate millage rate represents a 5.56% increase above the rolled-back rate. This increase will be used to support general government enhancements such as public safety.*" Attachment C to the agenda item, Resolution No. 02-R-37, was provided to state the percentage that the final millage rate exceeds the rolled-back rate.

Voted 5-0 to **fund the cultural organizations as requested in the revised CRC proposal of September 2, 2002, except in the following way: 1) the City will provide an additional \$7,451 for the Tallahassee Symphony, which will increase its funding allocation to \$17,500; 2) eliminate the \$18,247 included in the CRC proposal for the consultant and use instead the money that the staff had recommended, which would be no greater than \$50,000, for a consultant to conduct a cultural study, and the expectation would be to use the consultant recommended in the CRC recommendation; 3) the Mayor would appoint a citizen advisory committee to assist the consultant; and 4) the Economic Development Department of the City would provide staffing for the Citizens Advisory Committee and the Consultant, and create opportunities for all interested parties to provide input into the plan.**

2-5. Allowed public input on the City's final millage rate, the City's final budget, the DIA's final millage rate and the DIA's final budget:

The following persons appeared before the Commission:

- Ms. Edwina Stephens, 608 FAMCEE Avenue (relative to street and other infrastructure improvements desired in the Bond Community, requesting a beginning and targeted completion date for the projects) (a number of persons in the audience stood in support of Ms. Stephens' comments)
- Mr. Frank Helms, 2208 Mendoza Avenue (supportive of maintaining the CRC operation)
- Ms. Holly Thompson, 1730 Mahan Drive (supporting for the earlier Commission action on the CRC)
- Ms. Elizabeth McCorvey, 2101 Wakulla Street (requesting affordable housing and infrastructure improvements on the southside, and requesting that single family dwellings with accessory apartments be placed on separate utility meters in existing structures) (also, submitted a requesting petition with 33 signatures, which has been placed on file in the Office of the City Treasurer-Clerk)
- Mr. Gil Ziffer, 3166 Baringer Hill Drive (supporting the earlier Commission action on the CRC)
- Mr. Mike Wallace, 2039 N. Meridian Road #149 (supporting a senior citizens homestead exemption)
- Ms. Sharon Press, 5721 Grassland Road, Chair of the CRC (thanked the community for its strong support of the CRC)
- Mr. Marlon Lovett, 2303 Keith Street (requesting improvements to the streets and open drainage ditches in the Bond Community)

- Ms. Jane Parsons, 2086 W. Forest Drive (thanking the Commission for its support of the Animal Shelter and urging funds for four additional staff positions)

The Commission requested that the staff also provide each Commissioner with a copy of the information on when the Bond Community projects would begin.

6. Voted 5-0 to approve adjustments to the City's Final Budget

7. Voted 5-0 to approve the City's final millage rate of 3.200 mills, adopt **Resolution No. 02-R-37**, and announced: "*The final aggregate millage rate exceeds the rolled back rate by 5.56%. This increase will be used to support general government enhancements, such as public safety.*"

8. Voted 5-0 to approve the City's final FY 2003 Operating and Capital Budget, as amended

9. Voted 5-0 to approve the DIA's final millage rate of 1.000 mills, Resolution No. 02-R-37

10. Voted 5-0 to approve the DIA's final FY 2003 Budget.

11. Voted 5-0 to adopt **Appropriations Ordinance No. 02-O-92AA** and read the title of the ordinance into the record as presented, the proposed appropriation ordinance being reflective of all changes to the proposed budget approved by the City Commission through September 25, 2002

**Item 20** – Held a public hearing on **Southern Triangle Area Voluntary Annexation Ordinances Nos. 02-O-74 (Woodville Hwy./Shelfer Road), 02-O-75 (Crawfordville/Shelfer Roads), 02-O-76 (Woodville Hwy./Crossway & Ross Roads), 02-O-96 (Shelfer/Crossway Roads) and 02-O-97 (Capital Circle SW/Deloney, Price and Birdwell)**; voted 5-0 to adopt Ordinances Nos. 02-O-96 and 02-O-97, to become effective immediately, and to commence the mediation process with Leon County for Ordinances Nos. 02-O-74, 02-O-75 and 02-O-76, and agenda those ordinances for the Commission's November 13, 2002 meeting (*Option 1 recommended by DMA/Policy & Budget*)

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

- Mr. Alan P. Ballas, 428 Crossway Road (opponent)
- Mr. Edward Cornelius, 3686 Woodville Highway (opponent)
- Mr. Jack Wolff, 265 Ross Road, President of the Oak Ridge Road Neighborhood Association (proponent)
- Mr. Brent Pichard, 3522 Thomasville Road, representing Sun Trust Bank, on behalf of the Harry Kirby Trust (proponent)
- Mr. Paul Smith, 3803 Crawfordville Road (opponent)
- Mr. Russell Price, 241 John Knox Road, representing Tallahassee State Bank property (proponent)
- Mr. Steve Ghazvini, 7516 Preservation Road (proponent)

**Item 21** – Held a public hearing and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to adopt **Life Deliverance Ministries Voluntary Annexation Ordinance No. 02-O-0091**, introduced on September 11, 2002, annexing into the City approximately 26 acres at 3377 Jim Lee Road (*Option 1 recommended by DMA/Policy & Budget*)

There were no speakers on this item.

**Item 22** – Held a public hearing and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to determine that the **Notification of Proposed Change (NOPC) to the Governor’s Square Development of Regional Impact (DRI)** was not a "substantial deviation" and approve the Amended Development Order with conditions as modified by the Applicant (included in Attachment #1 to the agenda item and on file in the Office of the City Treasurer-Clerk) (*Option 1 recommended by Growth Management*)

There were no speakers on this item.

**Item 23** – Held a public hearing and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to adopt **Pension Ordinance No. 02-O-98**, introduced on September 11, 2002, providing for "**housekeeping amendments**" to the City Employees’ Pension Plans pursuant to a review by the Retirement Division (*Option 1 recommended by the City Treasurer-Clerk’s Office/Retirement*)

There were no speakers on this item.

**Item 24** – Held a public hearing and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to adopt Ordinance No. 02-O-103 with an effective date of October 15, 2002, to **effect the changes necessary to implement the PeopleSoft Customer Information System (CIS)** that were previously adopted in Ordinance No. 01-O-62 (*Option 1*), and approve the proposed change to authorize the City Manager to **establish the policies related to utility billing penalties** specified in Ordinance No. 02-O-103 (*Option 2*) (*recommended by Utility Business & Customer Services/Accounts Administration*)

There were no speakers on this item.

**Item 24.1** – Held a public hearing on **Ordinance No. 02-O-11**, introduced on September 11, 2002, and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to adopt the ordinance, amending **the composition of the Tallahassee Community Redevelopment Agency Board** to consist of the City Commission plus two citizens to be appointed by the City Commission from a slate of nominees forwarded by the Board of County Commissioners of Leon County (*Option 3 recommended by the City Attorney*)

There were no speakers on this item.

**Item 25** - *Moved to Consent Item 5.1 a request to approve actions to support development of a Tallahassee-Leon County Bicycle & Pedestrian Master Plan (an item brought forward by Planning)*

**Item 26** – Held a public hearing on the **Huntington Woods DRI Development Order** and voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to adopt **Resolution No. 02-R-38**, adopting the development order for the Huntington Woods DRI as adopted by the Leon County Board of County Commissioners on March 24, 1987, in order to meet requirements of F.S. Sec. 380.06(15)(h) and to allow development applications within the DRI to move forward (*Option 1 recommended by Growth Management*)

There were no speakers on this item.

**Item 27** – Held a public hearing on the **FY2002-03 Department of Justice Local Law Enforcement Block Grant proposed allocations**, and voted 4-0 (Commissioner Bailey absent) to approve the allocation of funds and obligation of the required matching funds recommended by the Advisory Board as follows:

<b>Proposed FY03 Allocation</b>			
<b>Tallahassee Police Department</b>	<b>Federal</b>	<b>Match</b>	<b>Total Project</b>
Investigators (3) – Continuation Funding	\$144,000	\$16,000	\$160,000
Special Response Team Equipment	\$63,000	\$7,000	\$70,000
Forensic Laboratory Equipment	\$36,000	\$4,000	\$40,000
Electronic Arrest Report Software	\$13,500	\$1,500	\$15,000
Combined Day/Night Rifle Scopes	\$14,388	\$1,598	\$15,986

Recruitment Advertising	\$13,500	\$1,500	\$15,000
<i>Subtotal</i>	<i>\$284,388</i>	<i>\$31,598</i>	<i>\$315,986</i>
<b>Leon County</b>			
GPS Tracking Program	\$14,400	\$1,600	\$16,000
<b>2<sup>nd</sup> Judicial Circuit</b>			
Juvenile Drug Court	\$22,500	\$2,500	\$25,000
Adult Drug Court	\$17,100	\$1,900	\$19,000
<i>Subtotal</i>	<i>\$39,600</i>	<i>\$4,400</i>	<i>\$44,000</i>
<b>State Attorney's Office</b>			
Vehicle (1)	\$14,400	\$1,600	\$16,000
Court Watch Program	\$9,000	\$1,000	\$10,000
<i>Subtotal</i>	<i>\$23,400</i>	<i>\$2,600</i>	<i>\$26,000</i>
<b>DISC Village</b>			
JARC Booking Unit	\$56,700	\$ 6,300	\$63,000
<b>Total</b>	<b>\$418,488</b>	<b>\$46,498</b>	<b>\$464,986</b>

There were no speakers on this item.

**Item 28** – Held a public hearing on **Ordinance No. 02-Z-61**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning 0.33 acres located on the **north side of East Park Avenue at the corner of Hardee Street and East Park Avenue** (the Pichard-Peacock House) from OR-3 (Office Residential) to OR-3 with HPO (Office Residential with Historic Preservation Overlay) (RZ-329), and list the property on the Local Register of Historic Places (applicant: William S. Peacock) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 29** – Held a public hearing on **Ordinance No. 02-Z-62**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning 0.27 acres located on the **northeast side of Fernando Drive just north of Isabel Court** from RP-1 (Residential Preservation) (the Myers-Williams House) to RP-1 with HPO (RZ-328), and list the property on the Local Register of Historic Places (applicant: Jimmy Williams) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 30** – Held a public hearing on **Ordinance No. 02-Z-63**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning 0.53 acres located on the **east side of Woodville Highway at the intersection of Shoreline Drive** from OR-2 to C-1 Neighborhood Commercial (RZ-327) (applicant: Johnny Piaget & Ronald A. Rappo) (*Option 1 recommended by Planning*)

Mr. Russell Doster, 241 John Knox Road, representing the applicants (proponent)

**Item 31** – Held a public hearing on **Ordinance No. 02-Z-64**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning 0.14 acres located on the **north side of Dawson Road approximately 230 feet west of Ruthenia Road** from RP (a County Residential Preservation zoning district) to RP-1 (a City zoning district) (RZ-324) (initiated by the City Commission upon annexation) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 32** – Held a the first of two public hearings on **Ordinance No. 02-Z-70**, introduced on August 21, 2002, which would rezone 21.87 acres located on the **east and west sides of Willie Vause Road from Hartsfield Road to Pecan Road** from R-1 Single Family Detached Residential District to R-5 Manufactured

Home and Single Family Detached Residential District (RZ-331) (applicant: City of Tallahassee); announced the second public hearing on the ordinance was scheduled for October 23, 2002 (*Option 1 recommended by Planning*)

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

- Ms. Linda Schutt, 2110 Willie Vause Road (opponent)
- Ms. Laura Spencer, 2114 Willie Vause Road (opponent)

**Item 33** – Held a public hearing on **Ordinance No. 02-Z-72**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning rezone 0.64 acres located at the **southwest corner of Hartsfield Road and Hartsfield Way** from R-3 Single Family Detached, Attached and Two-Family Residential District to MR-1 Medium Density Residential District (RZ-332) (applicant: James Zimmerman) (*Option 1 recommended by Planning*) and to refund the application fee

Mr. Jim Zimmerman, 2201B Hartsfield Road, appeared before the Commission in support of this item.

**Item 34** – Held a public hearing on **Ordinance No. 02-Z-73**, introduced on August 21, 2002, which would rezone 1.39 acres **fronting on Lake Bradford Road and Springhill Road** approximately 1,350 feet north of Orange Avenue (RZ-333) (applicant: Mary Walsh), and **by consensus, continued the public hearing to October 23, 2002 as requested by the staff and the applicant** (*Option 1 recommended by Planning*)

Commissioner Lightsey requested some staff analysis on the zoning of the three or four properties in the triangular area bounded by Orange, Lake Bradford and Springhill Roads, which were zoned M-1, their current uses and whether they were in compliance in terms of land use, structures and setbacks.

There were no speakers on this item.

**Item 35** – Held a public hearing on **Ordinance No. 02-Z-79**, introduced on September 11, 2002, and voted 5-0 to adopt the ordinance, rezoning 1.98 acres fronting on the **west side of Lakeshore Drive West approximately 800 feet south of North Monroe Street** from MR-1 Medium Density Residential District to OR-1 Office Residential District (RZ-334), as requested by James MacFarland (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 36** – Held a public hearing on **Ordinance No. 02-Z-80**, introduced on August 21, 2002, and voted 5-0 to adopt the ordinance, rezoning 1.5 acres located on the **west side of Thomasville Road between Interstate 10 and Live Oak Plantation Road** from RP-1 to OR-2 (RZ-341) (initiated by the City of Tallahassee) (owner: Patricia Wier) (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 37** – Held the first of two public hearings on **Ordinance No. 02-Z-82**, introduced on August 21, 2002, which would rezone 20.1 acres fronting on the **west side of Timberlane School Road at its intersection with Interstate 10** (RZ-339) (a/k/a the Diocese Parcel) (applicant/owner: City of Tallahassee), and would implement a Comprehensive Plan Cycle 2002-1 map amendment; voted 5-0 to announce the second public hearing on the ordinance scheduled for October 23, 2002 (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 38** – Held the first of two public hearings on **Ordinance No. 02-Z-83**, introduced on September 11, 2002, which would rezone 29.5 acres **fronting on Valley Green Drive, Vega Drive, Abbeywood Lane, Beechnut Lane, Deer Haven Drive and Peachtree Drive** from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-342), initiated by the City Commission and

implementing Comprehensive Plan Map Amendment 2001-2-M-0008; voted 5-0 to announce the second public hearing on the ordinance scheduled for October 23, 2002 (*Option 1 recommended by Planning*)

Mr. H. A. "Dan" McDaniel, 1907 Ivan Drive, appeared before the Commission in support of this item.

**Item 39** – Held the first of two public hearings on **Ordinance No. 02-Z-84**, introduced on September 11, 2002, which would rezone 27 acres in **Meadow Brook Unit 6, fronting on Beautyberry Court, Basswood Lane, Buttonbrush Court and Violet Street**, from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-343), Family Residential District to Residential Preservation 1 (RZ-342), initiated by the City Commission and implementing Comprehensive Plan Map Amendment 2001-2-M-00; voted 5-0 to announce the second public hearing on the ordinance scheduled for October 23, 2002 (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 40** – Held the first of two public hearings on **Ordinance No. 02-O-88**, introduced on September 11, 2002, which would **amend the Residential Preservation 2 Zoning District in the City Zoning, Site Plan and Subdivision Regulations to allow the construction of townhouses**, limited to two single-family attached units utilizing the single-family non-clustered standards for lot configurations with a provision permitting zero-lot line construction along the common wall of the units; voted 5-0 to announce the second public hearing on the ordinance scheduled for October 23, 2002 (*Option 1 recommended by Planning*)

There were no speakers on this item.

#### **Unagendaed:**

Mr. Alan P. Ballas, 428 Crossway Road, reappeared before the Commission and discussed his objection to the City's practice of coding a parcel as entirely within the City for purposes of taxation, when that property was partly in the County.

Mr. Kevin Koelemij, 2225 Amelia Circle, representing Ideal Estates Realty, appeared before the Commission and urged the City to go forward with the Downtown Community Redevelopment Area (CRA). He also expressed support for consolidation of the City and County governments.

Mr. Dan McDaniel, 1907 Ivan Drive, reappeared before the Commission and commended the City staff for its provision of information, the City's website and the additional information now being provided with the City Commission Meeting Agendas.

The Commission discussed its tradition of functioning as a collegial body with a code of conduct.

CTC:RM:ecg:09-26-02

## **October 8, 2002**

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

**Item 1** – Presented the "**2002 FMEA Member of the Year Award**" to **Mr. Kevin Wailes**, General Manager of the City of Tallahassee Electric Utility

- Mr. Barry J. Moline, Executive Director of the Florida Municipal Electric Association (FMEA), appeared before the Commission relative to this item.

**Item 2** - Presented a proclamation recognizing the **City of Tallahassee Electric Utility on the occasion of its 100<sup>th</sup> anniversary** to Mr. Kevin Wailes and the staff of the Electric Department

**Item 3** – Presented a proclamation proclaiming the week of October 7—11, 2002 to be "**Customer Appreciation Week**" in the City of Tallahassee to Ms. Cynthia Barber, Interim Director, and the staff of Utility Business and Customer Services

**Item 4** – Presented a proclamation proclaiming the week of October 6—12, 2002 to be "**Fire Prevention Week**" in the City of Tallahassee to Fire Captain Tom Cone, in honor of National Fire Prevention Week

**Item 4.1** – Presented a proclamation proclaiming the week of October 7--11, 2002, to be "**Minority Enterprise Development Week**" to Mr. Gene Telfair, President & CEO of the Florida A & M University (FAMU) Federal Credit Union

**Item 4.2** – Received a presentation by the **Tallahassee Fire Department Extrication Team** in celebration of winning in recent national competitions, led by Fire Captain Wes Roberts

**Items 5--11** – Voted 5-0 to approve the staffs recommendations presented in Consent Agenda Items 5—11, taking the action shown:

Item 5 – Authorized the Director of Aviation or his designee to negotiate and execute a lease agreement (inclusive of long and short term, and amendments and extensions) with the **U.S. General Service Administration (GSA), for the U. S. Transportation Security Administration (TSA) to provide Airport office space for the Administrative Center for Airports**, which is expected to generate in excess of an additional \$100,000 revenue per year, and to proceed under emergency procurement procedures to insure timely completion of required renovations at an estimated cost of approximately \$150,000 *(recommended by Aviation/Airport Finance Administration)*

Item 6 – Approved the Selection Committee’s ranking of proposals and directed staff to enter into agreements with the eight (8) top ranked firms/individuals to provide training services and the eight (8) top ranked firms/individuals to provide consulting services, for a total of 19 firms/individuals, **for the training and professional development of City employees**, including the following firms/individuals *(Option 1 recommended by the City Manager’s Office)*:

Professional Management Consulting Services

B1 – Training Services	B2 – Consulting Services
E. W. Bryant & Associates (EWBA)	E. W. Bryant & Associates (EWBA)
The North Highland Company	The North Highland Company
Catalyst Seminars and Speakers, Inc.	Dr. Larry Gross
Albion Associates, Inc.	Catalyst Seminars and Speakers, Inc.
Dr. Larry Gross	Mobley Consulting, LLC
Malcolm Pirnie, Inc.	Malcolm Pirnie, Inc.
Mobley Consulting, LLC	MGT of America
Levings & Associates	Albion Associates, Inc.

Item 7 – Approved the **award of bid for the Celebration of Lights Electrical Services RFP (installation and removal of downtown tree lights for the Winter Festival) to DD Construction of Crawfordville, Florida**, low bidder meeting specifications, in the amount of \$297,856 over a five-year period *(Option 1 recommended by Electric Utility/Transmission & Distribution)*

Item 8 – Approved the **award of bid for the Leasing of Christmas Decorations RFP (Celebration of Lights/annual Winter Festival roadway decorations leased and installed on poles in the downtown area) to DD Construction of Crawfordville, Florida**, low bidder meeting specifications, in the amount of \$54,734.90 over a five-year period *(Option 1 recommended by Electric Utility/Transmission & Distribution)*

Item 9 – Approved the **sole source purchase of two (2) two-reel turret trailers from Sherman & Reilly, Inc.**, in the amount of \$67,000 -- additional vehicles for the Electric Department *(Option 1 recommended by Public Works/Fleet Management)*

Item 10 – Approved the **purchase of thirteen (13) 22' van cutaway vehicles from Transit Plus**, under State contract, in the amount of \$739,895 – Dial A Ride replacement vans *(Option 1 recommended by TalTran)*

Item 11 – Approved the **minutes of the Regular City Commission Meeting of August 28, 2002**, as distributed *(recommended by the City Treasurer-Clerk/Records Management)*

**Item 12** – By consensus, **introduced Bobbin Brook East/Maclay Road Voluntary Annexation Ordinance No. 02-O-111**, which would provide for the voluntary annexation of 3.715 acres into the City, including a residential parcel of approximately 2.525 acres in Bobbin Brook Subdivision and portions of Maclay Road and the City of Tallahassee power transmission line adjoining the property; set the ordinance for public hearing on October 23, 2002 *(Option 1 recommended by the Department of Management & Administration [DMA])*

**Item 13** – Voted 4-0 (Commissioner Katz abstained) to approve the Selection Committee's ranking of **short term disability plan providers**, authorize Human Resources to negotiate with the firms in the order of ranking to the extent necessary for selection one firm, and authorize the City Manager to approve and execute the contract *(Option 1 recommended by Human Resources):*

The top three providers in the order of ranking were:

1. **Unum Provident**
2. Metlife
3. Prudential

**Item 14** – ~~Deleted from the agenda the annual salary review for the appointed officials (a Human Resources item)~~

**Item 15** – Voted 4-0 (Commissioner Katz abstained) to approve the Selection Committee's ranking of term life insurance providers, authorize Human Resources to negotiate with the firms in the order of ranking to the extent necessary for selecting one firm, authorize the City Manager to approve and execute the contract **(Term Life Plan Option 1)**; and approve the Selection Committee's ranking of the AD&D providers, authorize Human Resources to negotiate with the firms in the order of ranking to the extent necessary for selecting one firm, authorize the City Manager to approve and execute the contract **(AD&D Plan Option 1)** *(recommended by Human Resources):*

<b>Term Life Insurance</b>	<b>Accidental Death and Dismemberment (AD&amp;D)</b>
1. Metlife	1. Metlife
2. Minnesota Life	2. Minnesota Life
3. Prudential	3. Prudential

**Item 16** – Voted 2-2 (Commissioner Lightsey and Commissioner Meisburg opposed) denying a motion to postpone action on this item until the Commission's Target Issue Workshop of October 16, 2002; then voted 4-0 (Commissioner Katz abstained) to approve the Selection Committee's recommendation and **authorize the City Manager to approve and execute a contract with CompBenefits to provide employee-paid**

**dental insurance**, including dental health maintenance organization (DHMO) and preferred provider organization (PPO) dental options (*recommended by Human Resources*)

**Item 17** – Voted 5-0 to **approve the firefighters collective bargaining agreement** with International Association of Firefighters (IAFF) Local 2339 covering the firefighting bargaining unit for the period October 1, 2002 through September 30, 2005 (*recommended by Human Resources*)

**Item 18** – By consensus, **delayed action on proposed sidewalk policy revisions** to City Commission Policy No. 600 CP – Street Paving and Sidewalk Policy (*an item brought forward by Public Works/Traffic Engineering*)

Directed staff to bring back recommended options to ensure the uniform application of the sidewalk policy and with some potential application of a percentage requirement for donated easements for sidewalk construction

**Item 19** – Voted 5-0 to conclude there was no increase in the density or intensity of development resulting from the change, and **approve the New Horizons Unlimited, Ltd. Proposed Transfer of Vested Rights (Hampton Inn & Suites)** to allow a 122-room hotel and 41,131 square feet of office development on the site adjacent to the old Cabot Lodge site at the intersection of Raymond Diehl Road and Lonnbldh Road (*Option 1 recommended by Growth Management*)

**Item 20** – **Deleted from the agenda** a proposed grant award agreement and restrictive covenants with the Department of State for the rehabilitation of the historically significant Old City Waterworks Building (*an item brought forward by Planning*)

**Unagendaed** – The Commission thanked and congratulated Mayor Maddox on his leadership for the past three years on the **Community Race Initiative**

CTC:RM:ecg:10/09/02

## October 16, 2002 Regular Target Issues Workshop

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

- Discussed some concerns of some residents regarding the potential for the future expansion of the **Southeast Wastewater Effluent Sprayfield** into the current buffer area and suggested the need for some discussion relative to clarifying for the public that the City had no plans for the southeast sprayfield buffer area (Staff indicated an item on this issue would be brought to the Commission in an upcoming meeting.); also, discussed a **recent study by the Northwest Florida Water Management District (NFWMD)** about potential contributions to the pollution of Wakulla Springs and directed staff to provide the Commission with a written analysis of the NFWMD study before the meeting, to include how the City of Tallahassee factored into that pollution and whether wells in that area were declining in quality

**Item 1** – Received a status report, presented by Mr. John Snell of Risk Management, Inc. (RMI), on the implementation of the **Energy Risk Management Program**

- Voted 5-0 to approve (i) the **use of budgeted fuel and energy expense accounts for financial trades** within current fiscal year, (ii) utilization of up to \$20 million from the **Rate Stabilization Fund for financial trades beyond the current fiscal year**, and (iii) the electronic transfer of funds consistent with the City's Energy Risk Policy and Procedures and industry standards – with no projected fiscal impact as all expenditures were anticipated to be offset by cost reduction opportunities and added benefits (*Option 1 recommended by Energy Services*)

- Also, requested that the staff bring back a **benchmark for measuring the success of this program** before commencing the program, to be followed by quarterly reports initially and semi-annual reports after the first six months

**Item 2** – Received a staff briefing on distributed generation alternatives to meet the Electric Utility System load growth requirements, as identified by the first phase of the Integrated Resource Planning (IRP) Study. The briefing included staff’s request for authorization to contract for project support services for conceptual project development, including the potential of installing distributed generation on the North and East sides of the electric service territory, near Substation 12 and at other potential sites. Among the many advantages identified of this distributed generation concept were additional back-up generation for the Tallahassee Memorial Hospital facilities as well as provide quicker ability to restore electric service to Tallahassee Community Hospital, Tallahassee Police Headquarters, the Florida Department of Law Enforcement and surrounding areas during catastrophic events that impact the electric transmission system, substation transformer or other generating resources

- Voted 5-0 to **authorize staff to move forward with the feasibility study of distributed generation alternatives**, including the issuance of task orders to support this evaluation to **Sargent and Lundy**, in an amount not to exceed \$100,000 for technical support, and to **Hopping, Green and Sams**, in an amount not to exceed \$35,000 for regulatory and legal support (*Option 1 recommended by Electric Utility/Production*).

The Commission thanked Electric and Gas Utilities staff for their outstanding work on both of these items.

The Commission also acknowledged receiving the good news that long-term City of Tallahassee Utility Services contracts had been signed with a couple of the City’s largest customers, the Florida Department of Management Services and the Governor’s Mall. (Staff indicated that an update on the status of the Electric and Gas Strategies, including the long term contracts, will be scheduled for either a January or February Commission meeting.)

CTC:RM:ecg:10/28/02

## October 17, 2002

### Joint City-County Commission Public Hearing On The Proposed Cycle 2003-1 Amendments To the 2010 Comprehensive Plan

The City Commission met in special joint session with the Board of Leon County Commissioners (County Commission) and took the following action (Mayor Maddox and County Commissioner Proctor absent):

- Held a Joint Public Hearing on the following Proposed Amendments:

<b>PROPOSED CYCLE 2003-1 AMENDMENTS TO THE TALLAHASSEE-LEON COUNTY 2010 COMPREHENSIVE PLAN</b>					
<i>Amendment</i>	<i>Amendment To:</i>	<i>Nature of Proposed Amendment</i>	<i>Leon County School District Staff Comments</i>	<i>Planning Staff Recomm.</i>	<i>LPA Recomm.</i>
2003-1-M-001	FUTURE LAND USE MAP  (north side of	From: Residential Preservation	No Impact	Approve	Approve with note on the Future Land Use

(Leon County Educational Facility Authority/FSU—will request MR-1 zoning if approved)  [Staff: Kristen Andersen]	Honeysuckle Drive at its intersection with Ocala Road)	To: Mixed Use C  2.72 Ac.			Plan Map that PUD is required
2003-1-M-002  (Tim O'Donnell—will request OR-1 zoning if approved)  [Staff: Enid Ehrbar]	FUTURE LAND USE MAP  (Meridian Road north side of intersection with Tharpe Street)	From: Residential Preservation  To: Mixed Use A  0.495Ac.	No Impact	Deny	Deny
2003-1-M-003  (City of Tallahassee)  [Staff: Kristen Andersen]	FUTURE LAND USE MAP  (SW corner of West Pensacola Street and Dupree Street)	From: Government Operational  To: Mixed Use B  3.6 Ac.		Approve	Approve
2003-1-M-004  (Leon County Board of County Commissioners)  [Staff: Enid Ehrbar]	FUTURE LAND USE MAP  (Woodville)	From: Rural Community  To: Woodville Rural Community  1,943+ Ac.	No Impact	Approve	Approve
2003-1-T-005	Land Use Element	Designates Old Centerville road from Moccasin Gap Road to the FL-GA state		Approve	Approve

(Planning Dept)		line as a Canopy Road			
[Staff: Craig Diamond]					
2003-1-T-006	Land Use Element	Proposes to create Neighborhood Edge future land use category		Approve	Approve as Amended
(Planning Commission)					
[Staff: Kristen Andersen]					
2003-1-T-007	Land Use Element	Proposes to create Planned Development Overlay future land use category		Approve	Continued until 10/24/02
(Planning Commission)					
[Staff: Jean Gregory]					
2003-1-T-008	New Transportation Objective 2.4 and Policies, or Transportation Element Policy 1.4.1 and Capital Improvement Element Policy 1.1.3	Proposes to create a long-term transportation concurrency management system for the Western Strategy Area	.	Option 3  Lower the concurrency adopted LOS Standard to E and Sunset Vested Trips	Continued until 10/24/02
(Leon County Public Works Dept)					
[Staff: Kristen Andersen]					
2003-1-T-009	Sanitary Sewer Sub-Element	Deletes City of Tallahassee Existing Wastewater System Map		Approve	Approve
(Planning Dept)					
[Staff: Kristen Andersen]					

2003-1-T-010  (Planning Dept)  [Staff: Kristen Andersen]	Land Use Element	Deletes Policy 1.4.3, which provides that citizen task forces may be created		Approve	Approve
2003-1-T-011  (Planning Dept)  [Staff: Kristen Andersen]	Solid Waste Sub-Element	Deletes Policy 1.3.2, which provides for disincentives to discourage littering		Approve	Approve
2003-1-T-012  (Planning Dept)  [Staff: Kristen Andersen]	Solid Waste Element	Deletes Policy 1.1.8, which requires examination of feasibility of recruiting manufacturers that utilize recycled materials		Approve	Approve
2003-1-T-013  (Planning Dept)  [Staff: Kristen Andersen]	Recreation Element	Deletes Policy 1.4.6, which provides that by 1993 the City shall evaluate the need for a supervised teen program		Approve	Approve
2003-1-T-014  (Planning Dept)	Recreation Element	Deletes Policy 1.4.3, which provides that the Downtown Improvement Authority shall by 1992 sponsor monthly cultural activities in the downtown		Approve	Approve

[Staff: Kristen Andersen]					
2003-1-T-015  (Planning Dept)  [Staff: Enid Ehrbar]	Recreation Element	Modifies and updates the County Boat Landings/Park Map		Approve	Approve
2003-1-T-016  (Planning Dept)  [Staff: Enid Ehrbar]	Land Use Element	Modifies and corrects the Gaines Street Corridor Study Urban Infill and Redevelopment Area Map		Approve	Approve
2003-1-T-017  (Planning Dept)  [Staff: Kristen Andersen]	Capital Improvements Element	Updates the Five-Year Capital Improvements Schedule		Approve	Approve
2003-1-T-018  (County Commission)  [Staff: Kristen Andersen]	Land Use Element and Land Development Matrix	Modifies Policy 1.4.20 to allow community services operated by government to access local streets outside of the Urban Service Area		Approve	
2003-1-T-019  (City of Tallahassee on ...)	Land Use Element and Land Development Matrix	Amends the Lake Protection Summary to provide that provisions of the Comprehensive Plan in conflict shall not apply to presumptively vested properties in the Lake		Deny	Continued until 10/24/02

behalf of Charles Gardner)		Protection category so long as three (3) conditions in the amendment are met; if conditions are met, then the densities, intensities and uses in Mixed Use B shall be permitted subject to two (2) conditions			
[Staff: Enid Ehrbar]					

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

**Amendment -001**

- Mr. Tom O'Steen, 805 N. Gadsden St., representing the Leon County Educational Facilities Authority/FSU (proponent)
- Mr. Wayne Rubinas, 607 E. Sixth Avenue, on behalf of a group of University and community volunteers (proponent)
- Mr. Bob Kellam, 1337 Lawndale Road, Chairman of Leon County Educational Facilities Authority/FSU (proponent)
- Dr. John Carnaghi, Senior Vice President of Florida State University (FSU) (proponent)
- Mr. Kent Hutchinson, 911 San Luis Road (proponent)
- Ms. Gina Tullo, 805 N. Gadsden Street (proponent) (did not appear, but indicated her availability to answer questions)

**Amendment -003**

- Mr. Mike Morris, 210 E. Lakeshore Drive, on behalf of the Tallahassee Coalition for the Homeless (proponent)
- Ms. Kay Freeman, 4126 Arklow Drive, representing the Tallahassee Coalition for the Homeless (proponent)
- Mr. Allen R. Moayad, 2401 W. Pensacola Street (opponent)

**Amendment -004**

- Mr. Steve N. Stephens, Jr., 9310 Elgin Road (in Woodville, FL) (opponent—left a message that he had some concerns and would appear at the transmittal hearing)
- Mr. John Morgan, P. O. Box 493, Woodville, FL (opponent)
- Mr. Ed Morgan, P. O. Box 336, Woodville, FL (opponent)

**Amendment -006**

- Mr. Russ McGregor, 3102 Ortega Drive (opponent/informational)
- Mr. John Dew, 6527 Chevy Way, representative of the Buck Lake Alliance (concerns/informational)

**Amendment -007**

- Mr. Robert Scanlon, Chair of Water Resources Committee (opponent/distributed a copy of the Committee's specific objections, placed on file in the Office of the City Treasurer-Clerk)
- Mr. George E. Lewis, II (opponent)
- Mr. John Dew, 6527 Chevy Way, representative of the Buck Lake Alliance (concerns/information; indicated the Council of Neighborhood Associations [CONA] was also doing some research and would provide a report to the Commissions)

#### **Amendment -008**

- Mr. Robert Scanlon, Chair of Water Resources Committee (opponent)

#### **Amendment -019**

- Mr. Robert Scanlon, Chair of Water Resources Committee (opponent)
- Mr. Jim Linn, 713 Forest Lair (opponent) (waived his appearance)
- Mr. Danny Pietradangelo, 406 Timberlane Road, President of Hopkins Crossing Homeowners Association (opponent)
- Mr. George E. Lewis, II (opponent)
- Mr. John Dew, 6527 Chevy Way, representative of the Buck Lake Alliance (opponent)
- Mr. Gordon Thames, 2750 Old St. Augustine Road (proponent)
- Mr. Dan Garlick, P. O. Box 385, Apalachicola, FL 32329, consultant on environmental impacts (reported pollutants would be very low or none)
- Mr. Charles Gardner, representing the developer (proponent)
- Mr. Alan Niedoroda, 6000 Miller Landing Cove Road, Board member of Friends of Lake Jackson (opponent)

#### **Commission Action**

- Mayor Pro Tem Lightsey requested that staff provide the County Commissioners with a copy of the crime data study reporting on criminal activities near similar comprehensive homeless centers in other comparable cities, for review in relation to Amendment 2003-1-M-003.
- Mayor Pro Tem Lightsey requested a mapping of the areas where Amendment 2—3-1-T-006 would apply, including descriptions and roadway access prior to the City Commission workshop discussion.
- Mayor Pro Tem Lightsey requested more staff analysis on the overlay proposed in Amendment 2003-1-T-007.
- The City Commission voted 3-0 (Mayor Maddox and Commissioner Bailey absent) to **withdraw Amendment 2003-1-T-019.**

#### **Future Public Hearings**

Staff announced there would be separate City and County Commission workshops to discuss these proposed amendments, which would be followed by another Joint Public Hearing scheduled for December 12, 2002 (at 6:00 p.m.), at which time the Commissions would vote on transmitting the tentatively approved amendments to the Florida Department of Community Affairs (FDCA) for compliance review; and the final Joint Public Hearing on the adoption of these amendments was tentatively scheduled for April 9, 2003 (at 6:00 p.m.).

*CTC:RM:ecg:10/28/02*

## **October 23, 2002**

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

**Item 1** – On behalf of the City of Tallahassee, Mayor Maddox accepted from Deputy Secretary Allen Bedwell, Florida Department of Environmental Protection (FDEP), a **first place award for exemplary performance in pollution prevention from the FDEP Partnership for Ecosystem Protection Program**

**Item 2** - Presented **seven national awards to the City of Tallahassee for Excellence in Communications to the staff of the Department of Communications**, including awards from CCCMA, NATOA, and the Florida Public Relations Association

**Item 2.1** – Presented a proclamation to Dr. Raymond Bye, Vice President of Research, Florida State University (FSU), on behalf of Dr. Sandy D'Alemberte, FSU President, **commending President D'Alemberte for his vision in establishing a 15-acre Research Park**

**Consent Agenda Items 2.2, 2.3 and 4-11** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 2.2, 2.3 and 4-11, taking action as follows:

Item 2.2 - Approved the **retroactive appointment of Timothy Kearns to the International Affairs Council** to a term expiring March 2004

Item 2.3 - Approved the **appointments of Gloria Darling, Marcia Garcia, Arturo Hernandez and Usman Ali to the International Affairs Council** to terms expiring March 2004

*Item 3 – **Pulled for discussion** and separate vote a staff recommendation relating to the **award of the Airport Vehicle Rental Concession Agreement** (recommended by Aviation/Airport Finance Administration)*

Item 4 – Authorized the Director of Aviation or his designee to negotiate and execute an agreement, in the amount of \$390,234.45, with **Siemens Security Technologies** under Florida State Contract #K-3887-6 **for the Airport Security Camera System Improvements** and increase the project appropriation to \$450,000 *(recommended by Aviation/Airport Operations)*

Item 5 – Authorized the **erection of a banner across Railroad Avenue to promote a "Free Fair"** on November 9, 2002 for a period of time not to extend past November 14, 2002, in accordance with the technical specifications contained in proposed Ordinance No. 02-O-90 – as part of a continuing revitalization effort in the All Saints Neighborhood *(Option 1 recommended by the City Manager)*

Item 6 – Approved the **purchase of a server and implementation services from Unisys** off Florida State Contract #250-000-03-1, in the amount of \$145,335 *(Option 1 recommended by the City's Chief Information Services Officer)*

Item 7 – Approved the recommended ranking of consulting firms submitted by the Selection Committee and **authorized staff to negotiate a contract with the top ranked firm, Ecology and Environment, Inc., to provide stormwater quality monitoring services**; and, if successful negotiation of a fair and equitable contract with the top ranked firm is not possible, authorized staff to terminate negotiations and begin negotiations with the **second ranked firm, McGlynn Laboratories, Inc.** – for an estimated cost of approximately \$42,100 per year, to be appropriated from Stormwater Fee revenues *(Option 1 recommended by Public Works/Stormwater Management)*

Item 8 – Approved two **updated modified contracts with J. L. Morgan and Sons, Inc. for farming operations at the Southeast and Southwest Farms, and the Airport Hay Fields** *(Option 1 recommended by Water Utility/Water Quality)*

Item 9 – Approved the **purchase of Chlorine Residual Analyzers from Water Treatment & Controls Company, Pensacola, Florida**, the sole source vendor in the area for this type of equipment, at the price of \$77,764, which allows for remote reading of the chlorine residual at each of the 28 water production wells – funded from Project #03108 *(Option 1 recommended by Water Utility)*

Item 10 – Authorized the allocation of unallocated water funds, in the amount of \$115,000, which will be reimbursed by a grant from the Environmental Protection Agency (EPA), and approved a **task order for Camp Dresser McKee, Inc., to prepare a Water System Vulnerability Assessment**, at a cost not to exceed \$115,000 (*Option 1 recommended by Water Utility*)

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

- September 11, 2002 Regular
- September 18 Regular Target Issues Workshop
- September 18, 2002 Special (Community Redevelopment Agency Meeting)
- September 25, 2002 Regular (including Final Budget Hearing)
- October 8, 2002 Regular

**Item 3 (pulled from Consent)** – Voted 5-0 to **direct staff to re-bid the contract for an on-site Vehicle Rental Concession at the Airport for the period November 15, 2002 through January 31, 2005** (*an item brought forward by Aviation/Business Services*)

(Mr. Darrel Chapman, representing Dollar Rent A Car Systems, Inc., 2002 N. Lois Avenue #800, Tampa FL 33607, submitted a speaker slip relative to this item, but did not appear before the Commission.)

**Item 12** – Concurred that there was **insufficient Commission support for going forward with the issuance of a Request for Proposals (RFP) for Public Access Channel Services** and suggested the alternative of putting some of the public programming on other access channels or leased channels; (*brought forward by Commissioner Meisburg*)

Commissioner Katz abstained from participating in the discussion on this item due to a conflict of interest.

**Item 13** – By consensus, **introduced Martin Hurst Road Contraction Ordinance No. 02-O-112**, which would rescind the earlier voluntary annexation of 29.5 acres, located west of Martin Hurst Road and north of Timberlane Road, when the Commission adopted Ordinance No. 02-O-68 on August 21, 2002 and subsequently determined on September 11, 2002 to rescind that annexation action as well as other actions taken on August 21, 2002 related to that property, i.e., vested rights transfer development issues needed for a proposed Arbor Walk at Market Square development; set the ordinance **for public hearing on Tuesday, November 26, 2002** (*Option 1 recommended by the City Attorney*)

**Item 14** – Voted 5-0 to **conceptually approve as discussed a proposed contract amendment with AirTran** to continue providing airline services at the Airport with the City's \$1.5 million revenue guarantee for another year, and to appropriate the funds, in the amount of \$999,000, secured from the recent sale of 575 acres of City property located in Wakulla County, with the balance provided from the Capital Improvement Fund Balance, in the amount of \$501,000, to fund this agreement, to be reimbursed from the expected future sale of an additional 347 acres of property in Wakulla County valued at approximately \$850,000 (*recommended by the City Manager*)

The Commission discussed the need to include in the contract specifics on routes and types of planes, a fee guarantee, a marketing component, a process for dealing with service complaints, and a provision similar to the one for AirTran for the City with regard to suspending the terms of the agreement

The Commission also discussed the need for some measurable community partnerships to help with the revenue guarantee to AirTran, a record of customer complaints broken down by categories--particularly on an airline subsidized by the City.

**Item 15 – Deleted from the agenda** a discussion of contract change orders – re-scheduled for November 13, 2002

**Item 16** – Voted 5-0 to instruct staff to continue exploring all possible alternatives for transferring, hauling and disposing services of Class I solid waste, and not execute the agreement at this time as negotiated with Leon County for use of the County's **solid waste transfer facility**; and to support the lead commissioner in further pursuit of a resolution to all outstanding issues with the County (*recommended by the City Manager*)

(An Assessment Summary Report, dated March 2002, prepared by GeoSyntec Consultants, on a potential City transfer station site in the Municipal Services Complex east of Dupree Street between Pensacola and Jackson Bluff Road was distributed with the agenda materials. A letter from County Administrator Alam, dated October 10, 2002, presenting the County Commission's position taken at its meeting on October 8, 2002, was also distributed with the agenda materials.)

The Commission confirmed with the City Attorney that pursuant to current Florida Statutes, it was clear that the County government had to permit access to its solid waste transfer station equally for waste collected in the incorporated and unincorporated area at essentially the same fees.

**Item 17 – Deleted from the agenda, at the request of the applicant**, a scheduled public hearing on *Bobbin Brook East/Maclay Road Annexation Ordinance No. 02-O-111*, introduced on October 8, 2002, which if adopted would have provided for the voluntary annexation of 3.715 acres into the City, including a residential parcel of approximately 2.525 acres in Bobbin Brook Subdivision and portions of Maclay Road and the City of Tallahassee power transmission line adjoining the property (brought forward by the Department of Management & Administration [DMA]/Office of Budget & Policy)

**Item 18** - Held the second and final public hearing on **Mary Walsh Rezoning Ordinance No. 02-Z-73**, introduced on August 21, 2002 and continued from September 25, 2002, which would rezone 1.39 acres fronting on Lake Bradford Road and Springhill Road approximately 1,350 feet north of Orange Avenue (RZ-333) (applicant: Mary Walsh)

Voted 5-0 to **adopt Ordinance No. 02-Z-73** predicated on initiating the similar rezoning of the remaining properties in the triangle area bounded by Lake Bradford and Springhill Roads and Orange Avenue, a commitment from Family Dollar that there would be enhanced landscaping on the subject site, and attempt to move up the sales tax funded Blueprint 2000 project in the area (*an item brought forward by Planning*)

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

- Mr. Jerry Moore, 2607 Pottsdamer Street, representing Callen Neighborhood (asked to rezone the entire triangle of land rather than individual parcel rezoning)
- Mr. A. C. "Doug" Douglas, 1320 Lake Avenue, representing the Providence Neighborhood Association, and acknowledged Mr. Leslie Harris, President of the Providence Neighborhood Association (opponent)
- Mr. Russell Price, 241 John Knox Road, the developer (proponent)
- Mr. Robert Walsh, 742 W. Madison St., one of the owners (proponent)
- Mr. L. R. "Skeeter" McGowan, 519 North Ride (proponent)
- Mr. Chris Todd, representing Family Dollar Stores, 24 Franklin Court, Jasper, GA (proponent)

**Item 19** – Held the second and final public hearing on **City Commission (Diocese Parcel) Rezoning Ordinance No. 02-Z-82**, introduced on August 21, 2002 and continued from the first public hearing on September 25, 2002, which would rezone 20.1 acres fronting on the west side of Timberlane School Road at its intersection with Interstate 10, from Residential Preservation 1 to OS Open Space District (RZ-339) (applicant/owner: City of Tallahassee), and would implement Comprehensive Plan Map Amendment #2002-1-M-005

Voted 3-0 (Commissioner Bailey and Commissioner Katz absent) to **adopt Ordinance No. 02-Z-82** (*Option 1 recommended by Planning*)

- There were no speakers on this item.

**Item 20** - Held the second and final public hearing on **City Commission (Valley Green Subdivision) Rezoning Ordinance No. 02-Z-83**, introduced on September 11, 2002 and continued from the first public hearing on September 25, 2002, which would rezone 29.5 acres fronting on Valley Green Drive, Vega Drive, Abbeywood Lane, Beechnut Lane, Deer Haven Drive and Peachtree Drive from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-342), initiated by the City Commission and implementing Comprehensive Plan Map Amendment 2001-2-M-0008

Voted 3-0 (Commissioner Bailey and Commissioner Katz absent) to **adopt Ordinance No. 02-Z-83** (*Option 1 recommended by Planning*)

- Mr. H. A. "Dan" McDaniel, 1907 Ivan Drive, appeared before the Commission relative to this item (proponent).

**Item 21** - Held the second and final public hearing on **City Commission (Meadowbrook Unit-6) Rezoning Ordinance No. 02-Z-84**, introduced on September 11, 2002 and continued from the first public hearing on September 25, 2002, which would rezone 27 acres in Meadow Brook Unit 6, fronting on Beautyberry Court, Basswood Lane, Buttonbrush Court and Violet Street, from R-3 Single Family and Two Family Residential District to Residential Preservation 1 (RZ-343), initiated by the City Commission and implementing Comprehensive Plan Map Amendment 2001-2-M-006

Voted 3-0 (Commissioner Bailey and Commissioner Katz absent) to **adopt Ordinance No. 02-Z-84** (*Option 1 recommended by Planning*)

- There were no speakers on this item.

**Item 22** - Held the second and final public hearing on Ordinance No. 02-O-88AA, introduced on September 11, 2002 and continued from the first public hearing on September 25, 2002, which would **amend the Residential Preservation 2 Zoning District in the City Zoning, Site Plan and Subdivision Regulations** to allow the construction of townhouses, limited to two single-family attached units utilizing the single-family non-clustered standards for lot configurations with a provision permitting zero-lot line construction along the common wall of the units (On September 3, 2002, the Planning Commission had voted 4-0 to find the proposed ordinance consistent with the Comprehensive Plan based on analysis provided by the Planning Department, including an amendment to the ordinance to include "two-unit townhouses" in the Residential Preservation 2 (RP-2) district intent description.)

Voted 3-0 (Commissioner Bailey and Commissioner Katz absent) to **adopt Ordinance No. 02-O-88AA** (*Option 1 recommended by Planning*)

- Mr. H. A. "Dan" McDaniel reappeared before the Commission relative to this item (opponent).

**Item 23** - Held the second and final public hearing on **Willie Vause Road Rezoning Ordinance No. 02-Z-70**, introduced on August 21, 2002 and continued from the first public hearing on September 25, 2002, which would rezone 21.87 acres located on the east and west sides of Willie Vause Road from Hartsfield Road to Pecan Road from R-1 Single Family Detached Residential District to R-5 Manufactured Home and Single Family Detached Residential District (RZ-331) (applicant: City of Tallahassee)

Voted 0-3 (Commissioners Maddox, Lightsey and Meisburg opposed) (Commissioner Bailey and Commissioner Katz absent) **denying Ordinance No. 02-Z-70**, thereby retaining the existing R-1 Single Family Detached Residential District zoning (*Option 1 recommended by Planning*)

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

- Ms. Laura Spencer, 2114 Willie Vause Road (opponent)
- Mr. H. A. "Dan" McDaniel, 1907 Ivan Drive (opponent)

**Unagendaed -**

Rev. Stanley Walker, Pastor of Tabernacle Missionary Baptist Church, 615 Tuskegee Street, appeared before the Commission and asked for the rezoning of Hawkins Street Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9.

Mayor Maddox requested staff to assist Reverend Walker with the rezoning process.

The following persons appeared before the Commission in opposition to a required interconnection from Sleepy Hollow Subdivision to the Moore Pond Neighborhood:

- Mr. Marshall Cassedy, Jr., 7098 Chimney Swift, representing the Sleepy Hollow Subdivision
- Mr. Mark Thomasson, Engineer with Kimley-Horn & Associates, Inc., 1820 East Park Avenue, representing Sleepy Hollow Subdivision
- Mr. Howard Shapiro, 6997 Heartland Circle, President of the Moore Pond Homeowners Association
- Mr. Gene Wilcox, 6157 Heartland Circle, representing the Moore Pond Neighborhood
- Mr. Robert Burton, 6076 Heartland Circle, representing Moore Pond Neighborhood

By consensus, the Commission requested that City Manager Favors attempt to address the concerns of the Moore Pond residents related to improper use or the City's utility easement as a roadway.

Mr. Van Lewis, 1845 Thomasville Road, appeared before the Commission and asked the Commission to declare a moratorium on the non-therapeutic medical circumcisions of minors.

Mayor Maddox noted that recently deceased community leaders Harry Middlebrooks and Nan Boynton would be missed.

*CTC:RM:ecg:10/28/02*

**November 13, 2002  
Cycle 2003-1 Comprehensive Plan Amendments Workshop**

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

Staff announced the approval process for this cycle of amendments, including:

PROPOSED CYCLE 2003-1 AMENDMENTS TO THE TALLAHASSEE-LEON COUNTY 2010 COMPREHENSIVE PLAN				
Amendment	Amendment To:	Nature of Proposed Amendment	County Commission Position	City Commission Position
2003-1-M-001  (Leon County Educational Facility Authority/FSU—will request RM-1 zonina if	FUTURE LAND USE MAP  (north side of Honeysuckle Drive at its intersection with Ocala Road)	From: Residential Preservation  To: Mixed Use C  2.72 Ac.	Approved	Voted 4-0 (Mayor Maddox absent) to approve (with note on Future Land Use Map that PUD is required)

approved) [Staff: Kristen Andersen]				
2003-1-M-002  (Tim O'Donnell—will request OR-1 zoning if approved) [Staff: Enid Ehrbar]	FUTURE LAND USE MAP  (Meridian Road north side of intersection with Tharpe Street)	From: Residential Preservation  To: Mixed Use A  0.495Ac.	Denied	Voted 4-0 to deny
2003-1-M-003  (City of Tallahassee) [Staff: Kristen Andersen]	FUTURE LAND USE MAP  (SW corner of West Pensacola Street and Dupree Street)	From: Government Operational  To: Mixed Use B  3.6 Ac.	Approved	Voted 4-0 (Mayor Maddox absent) to approve
2003-1-M-004  (Leon County Board of County Commissioners) [Staff: Enid Ehrbar]	FUTURE LAND USE MAP  (Woodville)	From: Rural Community  To: Woodville Rural Community  1,943+ Ac.	Approved	Voted 4-0 (Mayor Maddox absent) to approve
2003-1-T-005  (Planning Dept) [Staff: Craig Diamond]	Land Use Element	Designates Old Centerville road from Moccasin Gap Road to the FL-GA state line as a Canopy Road	Approved	Voted 4-0 (Mayor Maddox absent) to approve
2003-1-T-006  (Planning Commission) [Staff: Kristen Andersen]	Land Use Element	Proposes to create Neighborhood Edge future land use category	Approved	Voted 4-0 (Mayor Maddox absent) to approve as amended  (to not exceed 5,000 sq. ft. of gross non-residential building floor area per parcel, and not exceed 350 ft or one lot, whichever is less, as presented in the Second Addendum to the Planning Department Staff Analysis; and to not apply in Lake Protection)
2003-1-T-007  (Planning Commission)	Land Use Element	Proposes to create Planned Development Overlay future land use category	Continued until November 18, 2002	Voted 3-0 (Mayor Maddox and Commissioner Katz absent) to approve

Commission)  [Staff: Jean Gregory]				
2003-1-T-008  (Leon County Public Works Dept)  [Staff: Kristen Andersen]	New Transportation Objective 2.4 and Policies, or  Transportation Element Policy 1.4.1 and Capital Improvement Element Policy 1.1.3	Proposes to create a long-term transportation concurrency management system for the Western Strategy Area	Continued until November 18, 2002	Voted 4-0 (Commissioner Bailey absent) to deny
2003-1-T-009  (Planning Dept)  [Staff: Kristen Andersen]	Sanitary Sewer Sub-Element	Deletes City of Tallahassee Existing Wastewater System Map	Continued until November 18, 2002	Voted 4-0 (Commissioner Bailey absent) to approve Amendments 009—017
2003-1-T-010  (Planning Dept)  [Staff: Kristen Andersen]	Land Use Element	Deletes Policy 1.4.3, which provides that citizen task forces may be created	Approved	
2003-1-T-011  (Planning Dept)  [Staff: Kristen Andersen]	Solid Waste Sub-Element	Deletes Policy 1.3.2, which provides for disincentives to discourage littering	Approved	
2003-1-T-012  (Planning Dept)  [Staff: Kristen Andersen]	Solid Waste Element	Deletes Policy 1.1.8, which requires examination of feasibility of recruiting manufacturers that utilize recycled materials	Approved	
2003-1-T-013  (Planning Dept)  [Staff: Kristen Andersen]	Recreation Element	Deletes Policy 1.4.6, which provides that by 1993 the City shall evaluate the need for a supervised teen program	Approved	
2003-1-T-014  (Planning Dept)  [Staff: Kristen Andersen]	Recreation Element	Deletes Policy 1.4.3, which provides that the Downtown Improvement Authority shall by 1992 sponsor monthly cultural activities in the downtown	Approved	
2003-1-T-015	Recreation Element	Modifies and updates the County Boat Landings/Park	Approved	

(Planning Dept)  [Staff: Enid Ehrbar]		Map		
2003-1-T-016  (Planning Dept)  [Staff: Enid Ehrbar]	Land Use Element	Modifies and corrects the Gaines Street Corridor Study Urban Infill and Redevelopment Area Map	Approved	
2003-1-T-017  (Planning Dept)  [Staff: Kristen Andersen]	Capital Improvements Element	Updates the Five-Year Capital Improvements Schedule	Approved	
2003-1-T-018  (County Commission)  [Staff: Kristen Andersen]	Land Use Element and Land Development Matrix	Modifies Policy 1.4.20 to allow community services operated by government to access local streets outside of the Urban Service Area	Approved	Voted 4-0 (Commissioner Bailey absent) to approve
2003-1-T-019  (City of Tallahassee on behalf of Charles Gardner)  [Staff: Enid Ehrbar]	Land Use Element and Land Development Matrix	Amends the Lake Protection Summary to provide that provisions of the Comprehensive Plan in conflict shall not apply to presumptively vested properties in the Lake Protection category so long as three (3) conditions in the amendment are met; if conditions are met, then the densities, intensities and uses in Mixed Use B shall be permitted subject to two (2) conditions.	Withdrawn by City Commission on October 17, 2002	
2003-1-T-020	New Goal, Objective, and Policy in the Land Use Element	Proposes a new process for the inter-jurisdictional evaluation of environmental resources	Continued until November 18, 2002	Voted 4-1 (Commissioner Bailey opposed) to deny  Requested that the staff look into designating the County and City Growth Management Departments to serve as a clearinghouse for sharing data, particularly environmental data that crossed jurisdictional lines

- a joint City-County Commission workshop on November 18, 2003 at 1:00 p.m. in the City Hall Commission Chamber for discussion of areas of disagreement – this meeting has subsequently been canceled and will be re-scheduled
- a joint City-County Commission public hearing on December 12, 2002 at 6:00 p.m. in the City Hall Commission Chamber, at which time a vote on the amendments would be taken and the tentatively approved amendments would be transmitted to the Florida Department of Community Affairs (FDCA) for review as to consistency with State regulations
- a final joint City-County Commission public hearing tentatively scheduled for April 9, 2003 followed by the final approval and adoption of the amendments as part of the Comprehensive Plan

CTC:RM:ecg:11/19/02

## November 13, 2002

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

**Item 1** – Presented a proclamation to Ms. Natalie Kelly, Public Policy Director for the Florida Chapter of Alzheimer's Associations, proclaiming the month of November 2002 as **National Alzheimer's Disease Month** in the City of Tallahassee (*presented by Mayor Maddox*)

**Item 2** – Recognized and applauded the **graduating class from the City's Neighborhood Leadership Academy**

**Items 3-21** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 3-21, taking the action shown:

Item 3 – Authorized staff to **increase the project budget for Project 99295, Airport Runway 18/36 Safety Area Improvements**, by approximately \$25,000, to cover a change order for unforeseen conditions, such as additional erosion control work on detention area slopes, additional runway marking, additional cabling for Air Traffic Control communications, and any contingencies needed as the project is completed and closed, for a total project amount of \$1,925,000 (*recommended by Aviation/Airport Capital Program Administration*)

Item 4 – Awarded Bid #0019-03-RM-QP to **purchase four 125-volt, direct current (DC) replacement VRLA battery systems from Battery USA, Inc.**, in the amount of \$78,045, for the Hopkins Electric Generating Plant as the emergency power source used for the safe shut down of steam and gas turbines in the event of AC power failure (*Option 1 recommended by Electric Utility/Production*)

Item 5 – Approved a **Generating Unit Cycling Study Task Order with Black and Veatch, through a continuing services agreement, and supplemental funding** in an amount not to exceed \$90,000, for a study to be conducted on Hopkins Electric Generating Plant Units 1 & 2 to determine what modifications, if any, are needed to allow for greater operational flexibility;

Item 6 – Accepted a report from the Building Inspection Division summarizing the **activities of the Construction Industry Review Committee for the past four years and approved a Committee bylaws change to delete the sunset provisions** (*Option 1 recommended by Growth Management*)

Item 7 – Approved the **purchase of a new EMC Clarion Storage Area Network (SAN) system, with 1.4 Terabytes of storage capacity, with a three-year maintenance warranty**, from Unisys, off State Contract #250-000-03-1, in the amount of \$299,409, as

**part of the 2003 Network Upgrade Capital Project** to meet requirements of the City's operating departments (*Option 1 recommended by Information Systems Services [ISS]*)

Item 8 – Approved the **purchase of four (4) replacement class eight front-end-loader refuse trucks for the Solid Waste Department–Commercial Dumpster Division, from Capital Truck, Inc.**, in the amount of \$621,636, at the unit price of \$155,409 that was paid for the same type refuse trucks that were replaced in the FY 2002 budget (Bid #0144-02-KR-BP, approved by the Commission on September 25, 2002) (*Option 1 recommended by Public Works/Fleet Management*)

Item 9 – Approved the **sale of nine (9) surplus police vehicles to the City of Marianna Police Department**, with proceeds in the amount of \$37,704 to be returned to the Fleet Reserve Fund (*Option 1 recommended by Public Works/Fleet Management*)

Item 10 – Approved the **purchase of a replacement 17-foot tractor-backhoe loader for the Water Utilities Department, from Ring Power Corporation**, in the amount of \$89,930, at the same price paid for the same type vehicle replaced in the FY 2002 budget (Bid #0144-02-KR-BP, approved by the Commission on September 25, 2002) (*Option 1 recommended by Public Works/Fleet Management*)

Item 11 – Approved the **purchase of two (2) replacement 15-foot tractor-backhoe loaders with dipper sticks from Tallahassee New Holland, Inc.**, in the amount of \$87,362, at the unit price of \$43,681 that was paid for the same type loaders that were replaced in the FY 2002 budget (Bid #0144-02-KR-BP, approved by the Commission on September 25, 2002) (*Option 1 recommended by Public Works/Fleet Management*)

Item 12 – Approved the **purchase of 40 full size police patrol sedans (39 replacement vehicles and one [1] additional vehicle) for the Police Department from Duval Motor Company**, pursuant to State Contract #070-001-02-1, in the amount of \$882,280 (*Option 1 recommended by Public Works/Fleet Management*)

Item 13 – Approved the **Ashton Woods Subdivision Plat**, including 14.98 acres located off Lonnbladh Road opposite Greer Road, subdivided into 40 lots planned for development as single-family cluster residential by Richard L. White and William M. Lee (*recommended by Public Works/Engineering*)

Item 14 – Approved the **award of contract for the Sunland Annex Building hazardous materials removal to Lang Environmental, Inc.**, in the amount of \$65,684, under a continuing services contract with the University of South Florida (Bid No. 8-017-PPB), allowing the City to have the building ready for demolition within the construction contract deadline of November 21, 2002, necessary for the Blair Stone Road Northern Extension Project (*Option 1 recommended by Public Works/Engineering*)

Item 15 – Approved a **Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) for a FY 2003 annual operating grant appropriation for TalTran**, in the amount of \$976,903, and **adopted Resolution No. 02-R-46**, authorizing execution of the JPA

Item 16 – Approved a **Purchase Order to Rowe Well Drilling of Tallahassee, Florida for the remediation of Water Well 26, located on Old Bainbridge Road at Interstate 10**, in the amount of \$93,120 (under term Contract No. 305, RFP #0111-02-RM-TC) – needed to purge problem-causing iron accumulations from the well and restore good water quality in the northwest section of the water distribution system (*Option 1 recommended by Water Utility*)

Item 17 – Approved the selection committee's ranking of contractors and authorized staff to enter into a **contract with the highest ranked company, Flowmore Services, Houston, Texas, for water main cleaning in the northwest section of the City's water**

**distribution system**, RFP #0110-02-RM-BC, at a price not to exceed \$421,799 (*Option 1 recommended by Water Utility*)

Item 18 – Approved the selection committee's ranking and authorized staff to enter into a **design/build contract with US Filter of Thomasville, Georgia, for the installation of a biosolids thermal dryer at the T. P. Smith Wastewater Treatment Plant**, RFP #0168-02-RM-RC, in an amount not to exceed \$1,870,000 (*Option 1 recommended by Water Utility*)

Item 19 – Approved the **2003 Audit Work Plan** as presented (*recommended by the City Auditor*)

Item 20 – Approved a **new contract with the Leon County Supervisor of Elections to conduct City elections**, at an estimated cost of \$310,000 for FY 2003

Item 21 – Approved the **minutes** of the Special City Commission Meeting of September 24, 2002 (Cycle 2002-2 Comprehensive Plan Amendments Joint Adoption Hearing) as distributed

**Item 22-** By consensus, **introduced Educational Development Company of America Rezoning Ordinance No. 02-Z-108**, which would rezone 5.5 acres fronting on the west side of Adams Street approximately 750 feet south of Orange Avenue from C-2 General Commercial District to OR-3 Office Residential District (RZ-350), requested by Educational Development Company of America, Inc., and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 23** – By consensus, **introduced Corbett House Rezoning Ordinance No. 02-Z-109**, which would rezone 0.26 acres located at 864 East Park Avenue from OR-1 Office Residential District to OR-1 with HPO Overlay Office Residential District with Historic Preservation Overlay (RZ-352), requested by Michael D. Cusick, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 24** – By consensus, **introduced Bull Run PUD Amendment Ordinance No. 02-Z-104**, which would amend the Bull Run Planned Unit Development (PUD-41) located adjacent to the west side of Thomasville Road (US Highway 319) opposite Kerry Forest Parkway approximately 1¼ miles south of the intersection of Thomasville Road and Bradfordville Road (RZ-348), requested by Block Land & Finance Company, Ltd. (applicant agent: Clifford Lamb & Associates), and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 25** – By consensus, **introduced William Wilson Rezoning Ordinance No. 02-Z-107**, which would rezone 21.20 acres fronting on the west side of Woodville Highway approximately 975 feet south of Capital Circle from CP Commercial Parkway District to MR-1 Medium Density Residential District (RZ-349), requested by Clay Landers, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 26** – By consensus, **introduced Miracle Hill PUD Rezoning Ordinance No. 02-Z-93**, which would rezone 8.4 acres located on the northwest corner of Abraham Street and Alabama Street (1329 Abraham Street) and on the southwest corner of the intersection of Alabama Street and Birmingham Street (1208 Birmingham Street) from RP-2 Residential Preservation 2 to PUD Planned Unit Development (RZ-345) (to encompass the existing Miracle Hill Nursing & Convalescent Center and the future development of a 34,000 square foot, three-story, independent living facility containing 45 units for the elderly and disabled that would be located across the street), and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 27** – By consensus, **introduced Pecan Plantation Apartments PUD Rezoning Ordinance No. 02-Z-95**, which would rezone 3.98 acres of the 8.4-acre parcel, located on the south side of Pecan Road approximately 460 feet east of the intersection of North Mission Road and Pecan Road (2749 Pecan Road), from R-3 Single Family Detached, Attached and Two-Family Residential District to PUD Planned Unit Development (RZ-347) (with the PUD planned as 50 residential dwelling units in five buildings designed to

appear similar to large single-family homes), requested by Tom Veith, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 28** – By consensus, introduced **Crawfordville Road & Capital Circle Southwest Intersection Voluntary Annexation Ordinance No. 02-O-106**, which would provide for the annexation of three parcels, including two commercial filling stations and a single-family dwelling, consisting of approximately 7.6 acres of which three acres were in the street right-of-way for Capital Circle Southwest and Crawfordville Road, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 29** – By consensus, introduced **City Commission (Riggins Road) Rezoning Ordinance No. 02-Z-81**, which would rezone 8.5 acres fronting on the north side of Miccosukee Road and Riggins Road north of Miccosukee Road from Residential Preservation 1 and Residential Preservation 2 to OR-2 Office-Residential, implementing Comprehensive Plan Amendment 2001-2-M-002 (RZ-340), and set public hearing on the ordinance for December 12, 2002 (*Option 1 recommended by Planning*)

**Item 30** – By consensus, introduced **Foxwood at Old Bainbridge Abandonment Ordinance No. 02-O-113**, which would abandon an unimproved 30-foot wide strip of right-of-way located on the south side of Old Bainbridge Road approximately 200 feet south of the intersection of Westbury Drive and Old Bainbridge Road, requested by Jack M. Green, II, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by Planning*)

**Item 31** - By consensus, introduced **Signage Amendment Ordinance No. 02-O-90**, which would delegate approval of banners on public rights of way for sanctioned public events to the City Manager, and set public hearing on the ordinance for November 26, 2002 (*Option 1 recommended by the City Attorney*)

**Item 32** – Voted 5-0 to approve the nomination of **Commissioner Debbie Lightsey to continue serving as Mayor Pro Tem until the reorganization of the new City Commission after the February 2003 City Elections**

Brief discussion focused on the need to establish a process for setting a schedule for future City Elections.

**Item 33** – Received a brief overview by City Treasurer-Clerk City Treasurer-Clerk Herndon on a proposed process to fill unanticipated City Commission vacancies, **with final input from Commissioners to be provided to the staff so that the final format for the Commission's Policy & Procedures Manual could be brought back on the Consent agenda for Commission approval on November 26, 2002**; by consensus, introduced **Ordinance No. 02-O-116**, which would amend the City Charter to extend the time period to fill a vacancy on the City Commission from 10 to 20 days, including the Mayor or a Commissioner, and set public hearing on the ordinance for November 26, 2002 (*brought forward by the City Manager and the City Treasurer-Clerk*)

**Item 34** – Voted 5-0 to authorize ISS staff to **purchase integration services from Mainline/NCGi** on State contract #974-116-02-1 (effective February 25, 2002 through February 24, 2003), in the amount of \$374,070, for Service Point Migration and Equipment Identification Strategy to implement the City's Technology Integration Project (*Option 1 recommended by Information Systems Services [ISS]*)

Mr. Pete Butler, representing Mainline/NCGi, appeared before the Commission relative to this item.

**Item 35** – Voted 5-0 to **move a vote on final action on the three Southern Triangle Areas Voluntary Annexation Ordinances Nos. 02-O-74, 02-O-75 and 02-O-76** (continued from September 25, 2002), and **Welaunee Phase III Voluntary Annexation Ordinance No. 02-O-18, and I-10/Miccosukee Road Annexation Contraction Ordinance No. 02-O-19** (continued from August 21, 2002), **to the December 11, 2002 City Commission meeting – thereby allowing another 30 days for a Mayor/Chair discussion** (*recommended by the Office of Budget & Policy*)

**Item 36** – Received a staff presentation on contract change orders; voted 5-0 to accept the Report on Contract Change Orders, and direct appropriate staff to **revise the Capital Project Management Policy**

**and the Procurement Policy to include a contingency with the award of construction contracts** – the contingency amount not to be added to the approved bid award amount, but rather, to be an approved allowance the City Manager could authorize use of for contract changes necessary to deliver the project in accordance with the original plans and specifications, which would not include changes in scope (*Option 1 recommended by Public Works/Administration*); also, **requested a quarterly report on contract contingencies implemented**

**Item 37** – Held a follow-up discussion and concurred with a citizen recommendation to add the City's Urban Forester to the review of sidewalk and street paving project plans (confirmed by staff as already in the proposed policy revision); voted 5-0 to **approve proposed revisions to the City Commission Policy No. 600 CP – Street Paving and Sidewalk Policy** (*Option 1 recommended by Public Works/Traffic Engineering*)

Commissioner Katz **requested that the staff investigate Brookwood neighborhood opposition to the construction of a sidewalk.** He also confirmed with staff that the list of priority neighborhood infrastructure improvement projects would be distributed to the Commissioners in the near future.

**Item 38** – Received a staff report on the Southeast Farm Sprayfield operations buffer alternatives, and voted 5-0 to approve **Alternative No. 2 – Post-2015 expansion – 200-foot buffer, which included a 400-foot buffer along Tram Road and a 200-foot buffer along the eastern boundary of the Southeast Sprayfield** (*Alternative No. 2 recommended by Water Utility*)

Additionally, the Commission discussed what was being done to investigate concerns with potential nitrates pollution of the St. Marks and Wakulla Rivers.

**Item 39** – Received a **staff report on the AirTran Contract Amendment and related issues**; discussed encouraging the business community, the universities and state government, to develop a realistic plan for utilizing AirTran airline services, and also suggested that neighboring counties and cities be notified of the services offered by AirTran; **requested a six-month status report on progress made in acquiring community partners by utilizing AirTran in order for AirTran to become viable and not have to leave the market**

Ms. Sue Dick, representing the Greater Tallahassee Chamber of Commerce, appeared before the Commission relative to this item.

**Item 40** – *Deleted from the agenda an item related to the appointed officials salary review – moved to November 26, 2002*

**Item 41** – Held a public hearing on the Tallahassee/Leon County Enterprise Zone Strategic Plan, and voted 5-0 to 1) **adopt Resolution No. 02-R-47**, adopting the Strategic Plan and authorizing the Tallahassee/Leon County Enterprise Zone Development Agency to operate within the corporate limits of the City of Tallahassee, and 2) approve the Interlocal Agreement between Leon County and the City of Tallahassee governing the implementation of the Strategic Plan and outlining the cooperation between the City of Tallahassee and Leon County in operating the enterprise zone (*Option 1 recommended by Planning*)

There were no speakers regarding this item.

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

The Commission concurred with a request by Commissioner Meisburg to **run the video "Smart Growth" on WCOT.**

The Commission concurred with Mayor Maddox's position that **the City of Tallahassee had no interest in assuming the responsibility of medical transport services for the area unless there was a commitment of funding for the service.**

The Commission concurred with Commissioner Bailey's **request for a staff report on getting the historic Los Robles Gate repaired/restored**, as well as his request to **approve a stay on Code Enforcement's notice requiring the removal of more than one American flag from a car dealership**.

**Item 41.1** - Concurred with Commissioner Lightsey's concern and **requested that the staff bring back a recommendation at the November 20, 2002 City Commission Target Issues Workshop concerning disposition of a Patriarch Oak Tree in pursuing completion of the Blair Stone/Centerville Road Intersection Improvement Project**

**Unagendaed:**

Mr. Gary Lloyd, 1922 Mallory Square, representing the big Bend Sierra Club, appeared before the Commission and presented a resolution for Commission approval of a Global Warming Awareness Day in the City of Tallahassee.

The Commission voted 5-0 to approve the resolution as presented by Mr. Lloyd, **declaring November 27, 2002, to be Global Warming Awareness Day in Tallahassee, Florida**.

The Commission **recognized the attendance of Miss Shannon Hough**, member of Brownie Troop 18, who was accompanied by her grandfather.

Commissioner Katz issued a **challenge to fellow Commissioners and to City staff to participate in the Thanksgiving Day Turkey Trot Race benefiting Refuge House**.

*CTC:RM:ecg:11/15/02*

## **November 20, 2002**

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

- Held a moment of silence in memory of Police Sergeant Dale Green and his family

**Item 1** – Accepted a staff report on the **Blair Stone/Centerville Road intersection patriarch oak tree** (*Option 1 recommended by Public Works/Engineering*)

- Mr. Jim Sullivan, representing Genesis, Consulting Engineer, appeared before the Commission relative to this item.

**Item 2** – Voted 5-0 to receive a presentation by the Tallahassee Trust for Historic Preservation about the design charette for the **Old City Waterworks** (*Option 1*); accept the Tallahassee Trust's preliminary recommendations regarding re-use (*Option 2*), and approve a Grant Award Agreement and Restrictive Covenants with the Department of State for the rehabilitation of the Old City Waterworks building (*Option 3*) (*Options 1-3 recommended by Planning*)

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

- Dr. Andrew Chin, Professor of Architecture, FAMU School of Architecture
- Mr. Mark Tarmey, Principal with Huffman/Tarmey Architecture, and outgoing Chairman of the Tallahassee Trust for Historic Preservation
- Ms. Beth J. LaCivita, Executive Director, Tallahassee Trust for Historic Preservation

**Item 3** – Voted 3-0 (Commissioners Bailey and Katz absent) to authorize an extension of the existing project management contract and scope of work with **NCGi** to facilitate the next phase of the **Digital Canopy Project** (*Option 1*), authorize the creation of a time-limited technical manager position to coordinate the next phase of the proposed network expansion – for a six-month period (*Option 2*), approve the purchase of the existing wireless access points and associated hardware currently on loan to the Digital Canopy partnership (*Option 3*), approve the purchase of collection point and access point hardware to establish a wireless test zone (*Option 4*) **and request additional timely review by the Citizens Review Committee for Electric Strategy (CRCES) in terms of the City's expenditure and return on value, overall technology issues, and public purposes** (*Options 1-4 recommended by Utility Services*)

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

- Mr. Rick Carney, President of Mainline Global Systems
- Ms. Sarah Wilson, Project Manager, NCGi

**Item 4** – Deleted from the agenda a discussion of solar project development strategy and solar photovoltaic system (*an item by Utility Services*) – to be rescheduled for November 26, 2002

**Unagendaed** – Concurred to direct staff to work with the Commission Aides on **re-scheduling the canceled Joint City-County Commission Comp Plan 2003-1 workshop and possibly the Joint City-County Commission Comp Plan 2003-1 transmittal hearing**, scheduled for December 12, 2002, so that the joint workshop was not held right before the joint hearing. (*The November 18th joint workshop was canceled for the funeral of Sgt. Dale Green.*)

CTC:RM:ecg:11/21/02

WP:tie:11/26/02

## November 26, 2002

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

**Item 1** – Presented a proclamation to **Dr. John Scott Dailey, Leon County School Board member**, recognizing his accomplishments and service to the City of Tallahassee, and recognized Mrs. Dailey as well

**Item 2** – Expressed appreciation to **Ms. Linda Frazier, U. S. Tennis Association Delegate**, who presented the 2002 USTA/NRPA Excellence in Tennis Programming Award and an winner's check in the amount of \$2,000 to Mr. Randy Trousdell, Director of the Parks & Recreation Department, for the Friends of Our Parks

**Item 3** – Held a meeting of the **Board of Trustees of the Pension Plan**, with Police and Fire representative, Police Sgt. Joani Chase, joining the Commission, and received a brief presentation by Mr. Ed McDonald, representative of Buck Consultants, who reported the City's Pension Plan was in very good shape and fully funded

The Board voted 6-0 to accept and implement the **actuarial reports for the City of Tallahassee Pension Plan** (Defined Benefit Plan and the Matched Annuity Pension [MAP] Program), as prepared by Buck Consultants (Option 1 recommended by the Treasurer-Clerk's Office/Retirement Division).

**Consent Agenda Items 4-13 and 15** – Voted 5-0 to approve the staff's recommendations presented in Consent Agenda Items 4-13 and 15, taking action as follows:

Item 4 – Authorized the award of a three-year term contract for the procurement of pipe and pipe fittings utilized by the electric generating plants to **K & J Supply Company**, low bidder meeting specifications, in the estimated amount of \$100,000 for the three-year contract period (Option 1 recommended by Electric Utility/Production)

Item 5 – Accepted the **Fiscal Year 2002 Budgetary Close-Out Report** as presented (recommended by the Department of Management & Administration [DMA])

Item 6 – Ratified a one-year contract extension for the final optional year with **Sandco, Inc.**, for the purchase of asphalt and paving materials, covering the period August 21, 2002 to August 20, 2003, and approved the requested price increase for contract items 9, 10 and 16 – for annual estimated expenses totaling approximately \$1,500,000 (Option 1 recommended by DMA)

Item 7 – Approved the purchase of seven (7) sedans and one (1) utility vehicle, totaling \$154,317, according to terms and conditions of the Florida Sheriffs Association & Florida Association of Counties Contract #02-10-0826 as follows (providing six [6] Police and two [2] Taltran replacement vehicles) (Option 1 recommended by Public Works/Fleet Management):

- Three (3) sedans from **Alan Jay Toyota of Sebring, Florida**, in the amount of \$64,443
- One (1) sedan from **Garber Buick-Pontiac-GMC, Inc. of Green Cove Springs, Florida**, in the amount of \$17,480
- Three (3) sedans from **Garber Chevrolet, Inc. of Green Cove Springs, Florida**, in the amount of \$52,479
- One (1) utility vehicle from **McCotter Ford, Inc. of Titusville, Florida**, in the amount of \$19,915

Item 8 – Approved Change Order No. 1 (to address design revisions, material changes, unforeseen utility conflicts and corrections), in the amount of \$136,906.26, to the contract with **Sandco, Inc.** for the **Mission Road Area Roadway and Drainage Improvements construction contract**, for a revised total contract amount of \$6,096,297.56; approved a supplemental appropriation, in the amount of \$50,000, from Sewer RR&I/UB (Repair, Replacement and Improvement Unappropriated Balance) to Project No. 02409 (Mission Road Area, Phase 3 Sewer) -- of which \$6,465.96 funded the added sewer work, and the remaining \$43,534.04 funded the inspection fees and provided for project contingency (Option 1 recommended by Public Works/Engineering)

Item 9 – Approved two contracts with **Ecology and Environment, Inc.**, including the Dry Weather Characterization project, in the amount of \$56,792, and the Wet Weather Characterization project, in the amount of \$142,267, for a total amount of \$199,059, for continuation of the **Stormwater Quality Monitoring Program**, required for the City's National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) five-year permit (2003-2008) (Option 1 recommended by Public Works/Stormwater Management)

Item 10 – Approved a design contract, in the amount of \$297,216.50, with **Genesis Group**, under its continuing civil engineering services contract with the City (#01C0336), for the **Bond Community Neighborhood Infrastructure Enhancement Project**

Item 11 – Approved Change Order No. 6, in the amount of \$51,056.10, to the contract with **M of Tallahassee, Inc.**, to fill abandoned sewer lines with grout, necessary for the **East Park Avenue Phase I Project**, for a total revised contract amount of approximately \$10.9 million (Option 1 recommended by Public Works/Engineering)

Item 12 – Approved the **Southwood Unit 7, Phase I subdivision plat** for 6.95 acres bounded on the north by Southwood Unit 1, on the south and east by unplatted land, and on the west by unplatted land and Four Oaks Boulevard, subdivided into 26 lots being developed as single-family attached residential by The St. Joe Company, with John Baric as Vice President (recommended by Public Works/Engineering)

Item 13 – Approved the **Southwood Unit 15, Phase I subdivision plat** for 2.32 acres bounded on the north by Southwood Unit 1 and unplatted land, south and east by unplatted land, and on the west by Colleton Court (Southwood Unit 7, Phase 1), subdivided into 24 lots being developed as single-family attached residential by The St. Joe Company, with John Baric as Vice President (recommended by Public Works/Engineering)

Item 14 – Pulled for discussion the proposed adoption of City Commission Policy 144, **Filling Unanticipated City Commission Vacancies** (presented by the City Treasurer-Clerk)

Item 15 – Approved the **minutes** of the City Commission's October 16, 2002 Regular Target Issues Workshop as distributed (recommended by the City Treasurer-Clerk's Office/Records Management)

**Item 14** – Voted 5-0 to approve City Commission Policy 144, **Filling Unanticipated City Commission Vacancies**, as written, effective January 15, 2003 (recommended by the City Treasurer-Clerk and amended)

The Commission discussed the irrevocable letter of resignation that Mayor Maddox had submitted in order to run for State Attorney General; concurred to delay until the December 4, 2002 Commission meeting the **appointment of an Interim Mayor** to serve for the period January 15, 2003 to the beginning of the new Commission term in February 2003, and asked Mayor Maddox to consider whether he would be willing to fill the position of Interim Mayor.

**Item 16** – By consensus, **introduced Ordinance No. 02-O-77**, which **would amend the City Code to provide updated regulations and procedures for the franchising of cable communications systems** (needed to assist in the negotiation of an agreement for the renewal of the Comcast franchise) (Option 1 recommended by Utility Business & Customer Services)

**Item 17** – By consensus, **introduced Ordinance No. 02-O-115**, which **would delete the two-year limitation on summary extensions of vested rights**, and set public hearing on the ordinance for December 11, 2002 (Option 1 recommended by the City Attorney's Office)

**Item 18** - By consensus, **introduced Ordinance No. 02-O-110**, which **would amend the existing PUD-53 Thomasville Road/Interstate 10 PUD** Concept Plan, consisting of approximately 38 acres, located at the southwest intersection of Thomasville Road and Interstate 10, and would rezone 1.28 acres of the PUD to OR-2 Office Residential District, requested by Middlebrooks Investment Group, Ltd and Kid's Ventures, Inc., jointly, the property owner and applicant, and set public hearing on the ordinance for December 11, 2002 (Option 1 recommended by Planning)

**Item 19** - Voted 5-0 to authorize staff to increase the scope of services to be negotiated with **Peter Brown Construction** for **Kleman Plaza** sidewalk and bus pull-off improvements to include the "**Enhanced Replacement Landscape Plan**", paver subsidence repairs and fountain repairs; and to authorize staff to negotiate a contract in an amount not to exceed \$367,200, an increase of \$87,200 from the previously approved \$280,000 limit (Option 1 recommended by Economic Development)

**Item 20** – **Deferred** the annual Appointed Officials' salary review to December 11, 2002

**Item 21** – Voted 5-0 to authorize the City Manager to approve up to an additional \$250,000 in **Hopkins Unit 1 Gas Turbine (GT1) repairs**, necessary to be completed during the GT1 overhaul being performed by **Elliott Turbomachinery** (Option 1 recommended by Electric Utility/Production)

**Item 22** – Voted 5-0 to reconfirm Commission Policy 118 CP and approve the **revised absentee ballot canvassing procedures** (Option 1 recommended by the Treasurer-Clerk's Office/Records Administration)

**Item 23** – Held a public hearing on an Application for Development Approval for the Capital Circle Office Center Development of Regional Impact (DRI) [Phase III of the previously approved Capital Circle Office Complex DRI, aka the Satellite Office Center], requested by the State of Florida Department of Management Services, consisting of approximately 287.59 acres generally located at the northeast corner of Capital Circle and Tram Road; voted 4-0 (Mayor Maddox absent) to continue the public hearing to January 23, 2003 (presented by Planning) [The public hearing date was subsequently rescheduled and re-advertised to be held in February 2003.]

**Item 24** – Held a public hearing on **Ordinance No. 02-Z-108**, introduced on November 13, 2002, which would rezone 5.5 acres fronting on the west side of Adams Street approximately 750 feet south of Orange Avenue from C-2 General Commercial District to OR-3 Office Residential District (RZ-350), as **requested by Educational Development Company of America, Inc.**; voted 4-0 (Mayor Maddox absent) to adopt the ordinance (Option 1 recommended by Planning)

Mr. Barry Poole, 2145 Delta Blvd., representing the applicant, appeared before the Commission in support of this item.

**Item 25** – Held a public hearing on **Corbett House Rezoning Ordinance No. 02-Z-109**, introduced on November 13, 2002, which would rezone 0.26 acres located at 864 East Park Avenue from OR-1 Office Residential District to OR-1 with HPO Overlay Office Residential District with Historic Preservation Overlay (RZ-352), **requested by Michael D. Cusick**; voted 5-0 to adopt the ordinance (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 26** – Held a public hearing on **Bull Run PUD Amendment Ordinance No. 02-Z-104**, introduced on November 13, 2002, which would amend the Bull Run Planned Unit Development (PUD-41) located adjacent to the west side of Thomasville Road (US Highway 319) opposite Kerry Forest Parkway, approximately 1¼ miles south of the intersection of Thomasville Road and Bradfordville Road (RZ-348), **requested by Block Land & Finance Company, Ltd.** (applicant agent: Clifford Lamb & Associates); voted 4-0 (Commissioner Katz abstained) to adopt the ordinance with conditions recommended by the Planning Commission, based on the findings presented in the agenda item (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 27** – Held a public hearing on **William Wilson Rezoning Ordinance No. 02-Z-107**, introduced on November 13, 2002, which would rezone 21.20 acres fronting on the west side of Woodville Highway approximately 975 feet south of Capital Circle from CP Commercial Parkway District to MR-1 Medium Density Residential District (RZ-349), **requested by Clay Landers**; by consensus, continued the public hearing on this ordinance to December 11, 2002, as requested by the applicant (presented by Planning)

There were no speakers on this item.

**Item 28** – Held a public hearing on **Miracle Hill PUD Rezoning Ordinance No. 02-Z-93**, introduced on November 13, 2003, which would rezone 8.4 acres located on the northwest corner of Abraham Street and Alabama Street (1329 Abraham Street) and on the southwest corner of the intersection of Alabama Street and Birmingham Street (1208 Birmingham Street) from RP-2 Residential Preservation 2 to PUD Planned Unit Development (RZ-345) (to encompass the existing Miracle Hill Nursing & Convalescent Center and the future development of a 34,000 square foot, three-story, independent living facility containing 45 units for the elderly and disabled that would be located across the street), **requested by the Miracle Hill Nursing & Convalescent Center, Inc.**; voted 5-0 to adopt the ordinance subject to the conditions recommended by the Planning Commission (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 29** – Held a public hearing on **Pecan Plantation Apartments PUD Rezoning Ordinance No. 02-Z-95**, introduced on November 13, 2002, which would rezone 3.98 acres of a 8.4-acre parcel located on the south side of Pecan Road, approximately 460 feet east of the intersection of North Mission Road and Pecan Road

(2749 Pecan Road), from R-3 Single Family Detached, Attached and Two-Family Residential District to PUD Planned Unit Development (RZ-347) (with the PUD planned as 50 residential dwelling units in five buildings designed to appear similar to large single-family homes), **requested by Tom Veith**; voted 5-0 to adopt the ordinance subject to the conditions recommended by the Planning Commission (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 30** – Held a public hearing on **Crawfordville Road & Capital Circle Southwest Intersection Voluntary Annexation Ordinance No. 02-O-106AA**, introduced on November 13, 2002, which would provide for the annexation of three parcels, including two commercial filling stations and a single-family dwelling, consisting of approximately 7.6 acres of which three acres were in the street right-of-way for Capital Circle Southwest and Crawfordville Road; voted 5-0 to approve Part A of the annexation; voted 5-0 to approve Part B of the annexation; voted 5-0 to adopt the amended ordinance in its entirety (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 31** – Held a public hearing on **Foxwood at Old Bainbridge Abandonment Ordinance No. 02-O-113**, introduced on November 13, 2002, which would abandon an unimproved 30-foot wide strip of right-of-way located on the south side of Old Bainbridge Road approximately 200 feet south of the intersection of Westbury Drive and Old Bainbridge Road, **requested by Jack M. Green, II**; voted 5-0 to adopt the ordinance (Option 1 recommended by Planning)

There were no speakers on this item.

**Item 32** – Held a public hearing on **Summerchase Rezoning Ordinance No. 02-Z-94**, introduced on September 11, 2002, which would rezone 47.24 acres located on the north side of Gearhart Road at the intersection of Westover Drive from R-3 Single and Two-Family Residential District to MR-1 Medium Density Residential District (RZ-346), as **requested by Summer Chase**; voted 5-0 to continue the public hearing on this ordinance until December 11, 2002 (Option 4 recommended by Planning)

There were no speakers on this item.

**Item 33** – Held a public hearing on **Signage Amendment Ordinance No. 02-O-90**, introduced on November 13, 2002, which would delegate approval of banners on public rights of way for sanctioned public events to the City Manager; by consensus, continued the public hearing on this ordinance to January 22, 2003, the second regular meeting in January (presented by the City Attorney)

There were no speakers on this item.

**Item 34** – Held a public hearing on **Ordinance No. 02-O-116**, introduced on November 13, 2002, which would amend the City Charter to **extend the time period to fill a vacancy on the City Commission** from 10 to 20 days, including the Mayor or a Commissioner; voted 5-0 to adopt the ordinance (recommended by the City Attorney)

The following persons appeared before the Commission relative to Items 14 and 34:

- Ms. Lucille McCoy, 2142 Saxon Street, representing Tallahassee Black Forum (opponent)
- Mr. Harry L. Brown, 5431 Crump Road, representing Tallahassee Black Forum (opponent)
- Ms. Margaret "Martí" Johnson, 2503 Waldemar Lane (32304) (tel. 576-3327), representing Florida's Black Forum (opponent)
- Mr. Kevin Koelemij, 2225 Amelia Circle (informational)

**Unagendaed -**

Ms. Edwina Stephens, 608 Fancee Avenue, appeared before the Commission and discussed the need for an address numbering system for residential and commercial establishments.

Mayor Maddox requested that the City Attorney and the City Manager bring back a recommendation on how to address the concern brought forward by Ms. Stephens, and provide some language for tightening the existing ordinance.

City Treasurer-Clerk Herndon announced for the public that the public hearing on **175/185 Pension Ordinance No. 02-O-105**, introduced on September 25, 2002, had been moved to December 11, 2002.

The Commission wished everyone a Happy Thanksgiving.

CTC:RM:ecg:11/27/02  
WP:tie:12-02-02

## December 4, 2002

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

**Item 1** Convened as the Sinking Fund Commission (SFC), with SFC Members Carl Monson and Darrin Holloman joining the City Commission at the dais, and the SFC voted 7-0 to approve the ranking of proposals by the selection committee for **Pension Investment Consultant Services**, authorize the department to enter into term contract negotiations with the highest-ranking firm, **Segal Advisors, Inc.**, and approve the resulting three-year contract award with expenditures not to exceed \$150,000 annually (*Option 1 recommended by the Treasurer-Clerks Office/Deputy Treasurer-Clerk*)

**Consent Agenda Items 2, 3 and 5** Voted 5-0 to approve the staffs recommendations presented in Consent Agenda Items 2, 3 and 5, taking action as follows:

Item 2 Approved the **2003 City Commission meeting schedule** as presented (*recommended by the City Manager*)

Item 3 Approved the proposed **bylaws for the Tallahassee-Leon County Local Hazard Mitigation Steering Committee (LMS Committee)** (*Option 1 recommended by Planning*)

*Item 4 Deleted from the agenda an item requesting approval to **purchase two (2) additional light duty crew cab trucks with service bodies** for the Parks & Recreation Department, Parks Maintenance Division (brought forward by Fleet Management)*

Item 5 Approved the participation of the Public Works Department in the Keep Tallahassee-Leon County Beautiful (KTLCB) grant project to improve the City-owned property and right-of-way at the **intersections of Macomb Street at Old Bainbridge Road and Macomb Street at Georgia Street**, providing an attractive gateway to the Frenchtown Community, with **the City constructing the sidewalk portion of the project** in the Tallahassee Pattern in the City's right-of-way; and approved the expenditure of existing sidewalk budget funding for the construction of the sidewalks, at a cost to the City not to exceed \$13,000, funded from the existing Downtown Sidewalk Restoration and ADA Retrofits Citywide project (*Option 1 recommended by Public Works/Streets & Drainage*)

*Item 6 Deleted from the agenda the **appointed officials salary review** (an item brought forward by Human Resources)*

**Item 7** Voted 5-0 to approve an interlocal agreement between the City and the County for kennel and humane education services at the Tallahassee-Leon County Animal Services Center (*Option 1 recommended by Neighborhood & Community Services*)

**Item 8** Voted 4-0 (Mayor Maddox absent) to authorize the **allocation of available funds in the PeopleSoft Customer Information System (PSCIS) project work order (#97052)** to support a supplement to the **SPL Worldgroup, Inc.** (SPL) services contract, in the amount of \$55,000; a supplement to the **Exacta Corporation** services contract, in the amount of \$14,000; to provide for an on-site technical resource from SPL for six weeks, at a cost of \$54,000; and to fund changes to the new CIS to improve functionality, at an estimated cost of \$14,000 for a net cost of \$137,000 (*Option 1*); and approve a professional services agreement with **Split Rock Consulting, Inc.** to provide PSCIS functional resources to support key areas in the billing and utility accounting functions, at a cost of not to exceed \$75,000, funded from the Electric Utility Undesignated RR&I Fund (*Option 2*) (*Options 1 & 2 recommended by Utility Services*)

**Item 9** Voted 4-0 (Mayor Maddox absent) to approve the **down payment of \$412,000 on the purchase of a 126 kW solar photovoltaic (PV) project** to be acquired via a contract with **Sterling Planet**, the City's green power program partner; authorization for the City Manager to execute the contract with Sterling Planet for this solar system with the concurrence of the City Attorney; authorization for the City Manager to execute the system hosting agreement with **Mainline Global Systems** with the concurrence of the City Attorney (*Option 1*); and to authorize the **establishment of a Solar Project Fund** to support the design, installation and maintenance of solar energy facilities, with the initial Fund balance to be created by transferring \$800,000 earmarked in the Energy Conservation Fund as the loan amount for the **original Summit East solar project proposal** (*Option 2*) the installed cost of the PV system being estimated at \$1,177,058 (*Options 1 & 2 recommended by Utility Services*)

**Item 10** Received a **status report on the creation of a Downtown Community Redevelopment District (CRD)**; voted 5-0 to create a subcommittee of affected parties, including representation from, among others, the County Commission, the Downtown Improvement Authority, the Chamber of Commerce, the Capital City Chamber of Commerce, residential neighborhoods within or adjacent to the proposed sub district, the Tallahassee Trust for Historic Preservation, to analyze all issues regarding the proposed second sub district within the Community Redevelopment Area (CRA) and provide comments to the City Commission (*Option 3 presented by Economic Development*)

**Item 11** Voted 4-0 (Mayor Maddox abstained) to **appoint Mayor Scott Maddox to serve as the interim Mayor** for the period January 7, 2003 to February 28, 2003 when a new Mayor and City Commission would be installed

**Item 11.a** Received a status report from Commissioner Katz relative to resolving issues of dispute between the City and the County relative to the **solid waste landfill reserve fund and contract terms for the City's use of the County transfer station**

CTC:RM:ecg:12-04-02

WP:tie:12-11-02

## December 6, 2002

### Target Issue Update: Downtown Redevelopment Standards

The City Commission met in special session and took the following action (with Mayor Maddox and Commissioner Meisburg absent):

Received a brief staff update on accomplishments since the last meeting relative to the development of revisions to the Downtown Development Standards, and discussed the various proposals including the proposals prepared by the staff, by the Downtown Improvement Authority (DIA), a subsequent joint compromise proposal prepared by the DIA and the Downtown Merchants & Businessmen's Association (DMBA), concerns with the preservation of historic properties in the downtown, and the Adams Street Commons Special Character District (SCD)

Emphasized the Commission's dedication to doing everything possible to bring residential and retail opportunities to downtown Tallahassee in a way that would permanently enhance the whole downtown area

**Concurred in requesting that the DIA representatives meet with the staff to work on the parcels facing the Adams Street Commons and attempt to bring back a recommendation that everyone could support; that staff of the Tallahassee Historic Preservation Board meet with the staff on the impacts of the height restriction being increased from 35 feet to 50 feet in the SCD and how the adjacent properties could be tiered back 50-70-90 feet; that the issue of changes in and adjacent to the SCD be bifurcated from the issue of changes outside those areas; and that an announcement would be made at the December 11<sup>th</sup> meeting that the intent was to present two separate proposals on the bifurcated issues in January 2003**

**Concurred to remove those issues from the discussion list where there was total agreement, such as the floor area ratio (FAR) issue, the lot coverage, and the removal of low-level review from the SCD**

Encouraged Mr. Skelding and other DIA/DMBA representatives to meet with the staff on any remaining issues so that the downtown development standards could go forward

Commissioner Katz confirmed his intent to present a verbal report to the full Commission on December 11<sup>th</sup>, based on an outline prepared by Planning staff, that the recommendation was to bifurcate the issues and bring final recommendations to the full Commission for action before the end of January 2003.

Mr. Jack Skelding, Chair of the DIA, appeared before the Commission in support of submitting the current joint DIA/DMBA proposal to the full Commission. He also objected to treating the old Capitol City Planning Commission (CCPC) area differently from the rest of the downtown, and pointed out the Legislature had abolished the CCPC leaving no statutory authority for the City to treat that area differently.

*CTC:RM:ecg:01/06/03  
WP:tie:01-13-03*

## **December 4, 2002**

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

**Consent Agenda Items 1-19** – Voted 4-0 (Mayor Maddox absent) to approve the staff's recommendations presented in Consent Agenda Items 1-19, taking action as follows:

Item 1 – Approved the award of an **on-site Vehicle Rental Concession two-year agreement to Dollar Rent-A-Car**, bidder offering the highest revenue to the Airport and meeting specifications, for projected revenues in the amount of \$402,500 for the period January 3, 2003 through January 31, 2005 (*Option 1 recommended by Aviation*)

Item 2 – Approved an **Amended and Restated Kleman Plaza Operating and Easement Agreement** as presented (*Option 1 recommended by Economic Development*)

Item 3 – Approved a three-year expenditure of up to \$1,131,220 and the award of Purchase Orders to **Central Electric Manufacturing, Inc.**, low bidder meeting specifications, for **the Electric Utility's purchase of metalclad distribution switchgear** (*Option 1 recommended by Electric Utility/Power Engineering*)

Item 4 – Approved the award of a contract for the installation of switchgear and enclosure at Bulk Power Substation #19 (BP19) to **All Florida Electric of Tallahassee**, low bidder

meeting specifications, in the amount of \$298,950 (*Option 1 recommended by Electric Utility*)

Item 5 – Authorized the **single source purchase of replacement fill material and labor for the Purdom Unit 8 cooling tower warranty repairs from Psychrometric System, Inc. (PSI)**, in the amount of \$263,525 (*Option 1 recommended by Electric Utility/Production*)

Item 6 – Approved the **purchase of one (1) fire pumper truck from Emergency One, of Ocala, Florida**, in the amount of \$489,237, in accordance with the pricing, terms and conditions of the City's existing Term Contract #01C0189 with the vendor, as replacement for Fire Department vehicle #1240 (*Option 1 recommended by Fleet Management*)

Item 7 – Approved the **purchase of two (2) rear wheel drive industrial tractors and one (1) four wheel drive industrial tractor with loader, from AGCO Corporation**, in accordance with the pricing, terms and conditions of State of Florida Contract #765-900-02-1, as replacements for one (1) Public Works vehicle and two (2) Parks & Recreation vehicles (*Option 1 recommended by Fleet Management*)

Item 8 – Approved moving the vote on final action for three voluntary annexation **Southern Triangle Ordinances Nos. 02-O-74, 02-O-75 and 02-O-76**, for **Welaunee Phase III Ordinance No. 02-O-18**, and for **I-10/Miccosukee Road Contraction Ordinance No. 02-O-19** to the January 22, 2003 City Commission meeting (*recommended by the Department of Management & Administration [DMA]/Office of Budget & Policy*)

Item 9 – Approved the expenditure of \$75,000 to partner on a **State lands contract (SL-890) with Bellwether Solutions for the use of sheep to control unwanted vegetation for the fourth year** (*Option 1 recommended by Parks & Recreation/Electric Operations/Planning*)

Item 10 – Approved the designation of the **Planning Department as the lead agency for the preparation and submittal of an Interlocal Agreement** between Leon County, the City of Tallahassee, and the School District, consistent with Florida Statutes (*Option 1*); **and authorized the execution of a contract with the Florida Department of Community Affairs (FDCA)** and the acceptance of a one-time grant, in the amount of \$5,504, to assist in the preparation of the Interlocal Agreement (*Option 2*) (*recommended by Planning*)

Item 11 – Authorized the Police Department to expend \$56,238 on a **sole source procurement from REMOTEC to upgrade the Department's bomb robot**, with funding allocated as part of the FY03 Byrne Memorial Grant (*Option 1 recommended by Policy*)

Item 12 – Authorized the Police Department to **accept and expend grants awarded by the Florida Department of Transportation (FDOT)** to support the Specialized Traffic Enforcement Program, in the amount of \$100,000, and the Occupant Protection Program, in the amount of \$19,000, and **authorized use of the State Law Enforcement Trust Fund as the source of a required local match, in the amount of \$49,539** (*Option 1 recommended by Police*)

Item 13 – Approved the ranking of the Selection Committee as presented and authorized staff to negotiate General Engineering Continuing Service Agreements (CSAs), for a three-year term, with the firms as listed; and, if negotiation of a mutually satisfactory contract was not possible with the listed civil firms, authorized staff to negotiate with the next ranked firm until two contracts were satisfactorily negotiated (*Option 1*):

1. **Allen Nobles & Associates, Inc. (Structural)**
2. **Rosenbaum Engineering, Inc. (Structural)**
3. **McGinniss & Fleming Engineering, Inc. (MEP)**

4. TECO BGA, Inc. (MEP)
5. George & Hutcheson Engineering, Inc. (Civil)
6. Moore Bass Consulting, Inc. (Civil)

Item 14 – Approved the **scope of the traffic calming design contract addressing 11 traffic calming projects with Genesis Group**, as presented, in an amount not to exceed \$127,500, and a project completion date of August 29, 2003; authorized the City Manager to execute the contract consistent with those terms (*Option 1 recommended by Public Works/Traffic Engineering*)

Item 15 – Joined in the dedication of roads, streets and other rights-of-way, along with utility and drainage easements, including the stormwater management facility, and approved the **Highland Commercial Subdivision plat** – consisting of 9.96 acres, subdivided into nine (9) lots and planned as a Commercial development by Tallahassee Highland Development, Inc., with Soheil Akhavan as President (bounded on the north by unplatted land, on the south by Governors Court Subdivision, on the east by Capital Circle Northeast, and on the west partially by unplatted land and partially by Richview Park Subdivision) (*recommended by Public Works/Engineering*)

Item 16 – Approved the award of a **construction contract for the Glenda Drive Paving and Lipona Road Stormwater Pond Project, to Sandco, Inc.**, low bidder meeting specifications, in the amount of \$810,421 (*Option 1 recommended by Public Works/Engineering*)

Item 17 – Approved the **purchase of two residential, flood prone properties to reduce flood damages and facilitate expansion of an existing City stormwater facility located on Abbiegail Drive**, including the acquisitions of 820 Abbiegail Drive, in the purchase amount of \$142,000, and 824 Abbiegail Drive, in the purchase amount of \$131,000, plus an estimated \$5,000 in closing costs, under the terms and conditions as presented -- necessary acquisitions for the Parkside, Park Terrace Flood Relief Project (*Option 1 recommended by Public Works/Stormwater Management*)

Item 18 – Approved the **award of a three-year agreement to purchase liquid chlorine for the Water Utility from Allied Universal Corp. of Miami, Florida**, low bidder meeting specifications, in the amount of \$134,330 annually (*Option 1 recommended by Water Utility*)

Item 19 – Approved the **minutes** of the following City Commission meetings as distributed:

- 10-17-02 Special (Cycle 2003-1 Comp Plan Amendments Joint Hearing)
- 10-23-02 Regular
- 11-13-02 Special (Cycle 2003-1 Comp Plan Amendments Workshop)

**Item 20** – Received an update on the **Tallahassee Underage Task Force's efforts to curb underage and high-risk drinking of alcoholic beverages**, indicating a compliance rate for businesses in October 2002 of approximately 20% higher than the rate reported for 2001, and attributing much of the success to better cooperation between law enforcement agencies (*presented by Commissioner Katz*)

**Item 21** – By consensus, **introduced Ordinance No. 02-Z-85**, which would rezone 56 acres lying south of Magnolia Drive and north of Orange Avenue and including properties of multiple owners fronting on Pontiac, Hiawatha and Dozier Drives, and Jim Lee Road, from Central Urban to Residential Preservation 1 (implementing Comprehensive Plan Amendment 2001-2-M-010); set the ordinance for public hearings on January 22 and February 26, 2003 (RZ-344) (*Option 1 recommended by Planning*)

**Item 22** – **Deleted from the agenda and rescheduled to January 8, 2003** an item that would implement the Stormwater On-Site Mitigation Loan Program (*brought forward by Public Works/Stormwater*)

**Item 23** – Voted 4-0 (Mayor Maddox absent) to authorize staff to **accelerate implementation of the Frenchtown Stormwater Study** by procuring engineering services through a stormwater engineering continuing service contract (*Option 1 recommended by Public Works/Stormwater*)

The Commission requested that the staff investigate whether there was a need for a change in policy to accelerate other projects by utilizing continuing services contracts and, if so, reissue the Request for Proposals (RFP) to ensure that all of the firms involved were apprised of the rules at the outset.

**Item 24** – *Deleted from the agenda and rescheduled for January 8, 2003 a discussion of the cable franchise agreement (an item brought forward by the Assistant City Manager for Utility Services)*

**Item 25** – Voted 3-0 (Mayor Maddox and Commissioner Katz absent) to a) **approve a request to amend the original July 3, 2001 agenda item to allow Disc Village, under its Youth Build Program, to build a home in the Medical Commons Subdivision**; b) authorize a construction loan to Disc Village from the Housing Trust Fund, using similar terms and conditions provided to the existing builders as described in the agenda item, not to exceed \$80,000; and c) authorize the transfer of ownership of a lot to an eligible homebuyer under the terms outlined in the agenda item (*Option 1 recommended by Neighborhood and Community Services [NCS]*)

**Item 26** – Received an **update on the PeopleSoft Customer Information System (CIS)** post implementation strategies (*presented by Utility Business & Customer Services*)

Commissioner Lightsey **suggested that the staff send out in the next bill flyer an explanation of anticipated changes and a timeline, and have that well displayed on the City web site as well.**

**Item 27** – Voted 4-0 (Mayor Maddox absent) to authorize an \$86,000 **increase in the Airport Patrol Unit to cover the cost of the addition of two time-limited police officer positions for Airport Security Staffing** as recommended by the U. S. Transportation Security Administration (TSA), with funding provided by a corresponding increase in the airline-paid Passenger Security Fee Revenue (*Option 1 recommended by Police & Aviation*)

**Item 28** – Received a brief update from Assistant City Manager for Safety & Neighborhood Services on ongoing discussions for the future provision of **emergency transport services in the community**; by consensus, endorsed the staff's recommendations that the EMS Advisory Council should collect and analyze additional information, as presented, before making any final recommendations regarding a service provider

Additionally, the Commission requested an opinion from the City Attorney on whether State law on health facilities authorities was broad enough to include emergency medical services and the funding capabilities of such an authority, and encouraged the inclusion of representatives of health insurance companies in these discussions.

**Item 29** – Voted 4-0 (Mayor Maddox absent) to accept the annual evaluation report and approve **continuation of the Targeted Business Pilot Program** for another two years (initially conceptually approved as a Business Inducement Pilot Program to help induce business growth that was beneficial to the City), with the option of bringing back some recommendations on the target industry and criteria for applicants (*Option 1 recommended by Economic Development as amended*)

Ms. Sue Dick, President of the Tallahassee Chamber of Commerce, appeared before the Commission and endorsed this initiative.

**Item 30** – *An appeal of the Kleman Plaza Design Review Board's denial of a permanent sign proposal for the Challenger Center/IMAX Theatre was **withdrawn from the agenda** (an item brought forward by Economic Development)*

**Item 31** – Voted 3-0 (Mayor Maddox and Commissioner Meisburg absent) to approve an Application for Development Certification and Petition for a Variance for the **Challenger Center permanent signs** (*Option 1 recommended by Planning*)

**Item 32** – Rescheduled to **January 22, 2003 the public hearing on City Commission (Riggins Road) Rezoning Ordinance No. 02-Z-81**, introduced on November 13, 2002, which would rezone 8.9 acres fronting on the north side of Miccosukee Road and Riggins Road north of Miccosukee Road from Residential Preservation 1 to OR-2 Office-Residential, implementing Comprehensive Plan Amendment 2001-2-M-002 (RZ-340) (*recommended by Planning*)

**Item 33** – Held a public hearing on **Ordinance No. 02-O-112**, introduced on October 23, 2002, which would contract the City boundaries to delete 29.5 acres on Martin Hurst Road from the City; **continued the public hearing to January 22, 2003**, as requested by the principals involved (*recommended by the City Attorney's Office*)

There were no speakers on this item.

**Item 34** – Held a public hearing and voted 4-0 (Mayor Maddox absent) to **adopt Ordinance No. 02-O-115**, introduced on November 26, 2002, amending section 18-104(6)(a) of the City Code to **delete the two-year limitation on summary vested rights extensions** (*Option 1 recommended by the City Attorney's Office*)

There were no speakers on this item.

**Item 35** – Held the second public hearing and voted 4-0 (Mayor Maddox absent) to **adopt William Wilson Rezoning Ordinance No. 02-Z-107AA**, introduced on November 13, 2002 and continued from November 26, 2002, rezoning 21.20 acres located on the west side of Woodville Highway approximately 975 feet south of Capital Circle from CP Commercial Parkway to MR-1 Medium Density Residential (RZ-349), as requested by Clay Landers (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 36** – Held a public hearing and voted 4-0 (Mayor Maddox absent) to **adopt T/I-10 PUD Concept Plan Amendment Ordinance No. 02-Z-110**, introduced on November 26, 2002, amending the existing PUD-53 Thomasville Road/Interstate 10 PUD Concept Plan, consisting of approximately 38 acres located at the southwest intersection of Thomasville Road and Interstate 10, with the conditions recommended by the Planning Commission, and rezoning 1.28 acres of the T/I-10 PUD Concept Plan (PUD #53) to OR-2 Office Residential District, based on the findings as presented by staff, as requested by Middlebrooks Investment Group, Ltd and Kid's Ventures, Inc., jointly, the property owner and applicant (*Option 1 recommended by Planning*)

Mr. Jay Adams, 215 S. Monroe Street, Suite 400, representing Kid's Ventures, indicated he was available to answer questions regarding this item.

**Item 37** – Held a public hearing and voted 4-0 (Mayor Maddox absent) to determine that the Notice of Proposed Change (NOPC) to the **Huntington Woods Development of Regional Impact (DRI)** was not a "substantial deviation" and approve the Amended Development Order as presented -- **adopting Resolution No. 02-R-45, reflecting changes that had occurred within the DRI** since its adoption by the County Commission on May 14, 1974 (*Option 1 recommended by Growth Management*)

There were no speakers on this item.

**Item 38** – Held the second public hearing and voted 4-0 (Mayor Maddox absent) to **adopt Summerchase Rezoning Ordinance No. 02-Z-94**, introduced on September 11, 2002, and continued from November 26, 2002, rezoning 47.24 acres located on the north side of Gearhart Road at the intersection of Westover Drive from R-3 Single and Two-Family Residential District to MR-1 Medium Density Residential District (RZ-346), as requested by Summer Chase (*Option 1 recommended by Planning*)

There were no speakers on this item.

**Item 39** – Held a public hearing and voted 3-0 (Commissioner Katz abstained; Mayor Maddox absent) to **adopt Cable Ordinance No. 02-O-77AA**, introduced on November 26, 2002, amending the City Code to provide updated regulations and procedures for the franchising of cable communications systems (which would assist in negotiating the renewal of the Comcast franchise) (*Option 1 recommended by Utility Business & Customer Services*)

The following persons appeared before the Commission and requested consideration of a public access cable channel:

- Mr. Bob Fulford, 231 Westridge Drive
- Ms. Norene Chase, 405 Castleton Circle, representing the League of Women Voters/Tallahassee Community Television (TCTV) (requested a copy of the current agreement with Comcast)
- Ms. Michelle Spinella, 800 N. Monroe Street, Apt. D, representing TCTV (requested that public access be defined in the ordinance and posing a number of questions)
- Mr. Leon Jacobs, 2901 Falling Waters Way (distributed a final report from the City of Tallahassee Franchise Renewal Task Force, provided by "Members of the Think Tank & Other Concerned Citizens"

The Commission clarified its intent to keep open the option of establishing a public access cable channel pending a viable proposal.

**Item 40** – Held a public hearing and voted 4-0 (Mayor Maddox absent) to **adopt 175/185 Pension Ordinance No. 02-O-105**, introduced on September 25, 2002, amending the Police Officers' and Firefighters' Pension Plans for Chapter 175/185; and **appointed City Treasurer-Clerk Herndon and DMA Director David Reid to serve on the new Police and Firefighters' 175/185 Pension Boards** (*Option 1A/B recommended by the City Treasurer-Clerk's Office/Retirement*)

There were no speakers on this item.

**Item 41** – Received an update from Commissioner Katz on **the status of Downtown Redevelopment Standards**, indicating an anticipated timeframe for reaching conceptual approval on the height issues in January 2003

#### **City Commissioner Information & Sharing of Ideas:**

Commissioner Lightsey requested that the staff bring back a recommendation relative to **extending to Police and Fire the prior service buyback program**, previously approved for general employees, to receive credit for service in the military in the City's pension system. City Manager Favors advised this issue **would be brought to the Commission on January 8, 2003.**

#### **Unagendaed:**

Mr. Willie Hardy, 2717 McElroy Street, appeared before the Commission relative to inadequate code enforcement of properties owned by Florida State University.

Mr. James T. Wright, 2002 Myrick Road, appeared before the Commission and asked the Commission to intervene on his behalf with a City retirement issue related to buying his military service.

City Attorney English indicated he would provide a **follow-up report to the Commission relative to Mr. Wright's retirement issue.**

The Commission wished Mr. Armando Sanchez-Aballi (Director of the Hospitality Resource Panel) well in his move to Tampa, Florida; cited for the benefit of the public the approval of Consent Agenda Items 16 and 17 as accomplishing some major stormwater improvement projects; wished everyone a happy holiday; and invited the viewing of special programs on WCOT during the holidays.

CTC:RM:ecg:12-12-02  
WP:tie:12-16-02