

Tuesday, November 24, 1998 - 9:00 A.M.
County Administration Building
John R. "Jack" Durrance Auditorium
12 Southeast First Street
Gainesville, Florida

The Alachua County Commission met in regular session.

PRESENT: Chair Chuck Clemons presiding; Vice Chair Penelope Wheat; Commissioners Charles S. Chestnut, III, Robert Hutchinson and Dave Newport.

ALSO PRESENT: County Manager Richard Tarbox; County Attorney Mary A. Marshall; Acting OMB Director Cheryl Johnson; Clerk to the Board J. K. "Buddy" Irby; Assistant Clerk/Finance Director Steve Carr and Deputy Clerk Shirley A. Lane.

The meeting was televised.

Chair Clemons called the meeting to order at 9:00 a.m.

The Invocation was delivered by Commissioner Chestnut.

The Pledge of Allegiance was led by Chair Clemons.

I. APPROVAL OF AMENDMENTS TO AGENDA

Commissioner Wheat moved approval of the amendments to the agenda.

Vote on Motion

Carried

II. APPROVAL OF CONSENT AGENDA

(See Consent Agenda Documents Numbered C.II.A.1. through C.VI.G.1. for information submitted.)

County Manager Richard Tarbox requested that Item C.VI.D.1. be deleted from the Consent Agenda.

Tuesday, November 24, 1998 - 9:00 A.M.

Commissioner Wheat moved approval of the Consent Agenda as modified.

Vote on Motion

Carried

III. APPROVAL OF AGENDA

(See Regular Agenda Documents Numbered R.-V.A. through R.-XIV.B. for information submitted.)

Commissioner Chestnut moved approval of the Agenda as amended.

Vote on Motion

Carried

Following is the amended Consent Agenda as approved.

The items appearing on the Consent Agenda have been previously discussed at respective committee meetings or are of a routine nature. A motion to approve the Consent Agenda will have the effect of adopting all items on the Consent Agenda.

I. PROCLAMATIONS AND RECOGNITIONS

(There were no items submitted.)

II. CONSTITUTIONAL OFFICERS

A. J.K. "Buddy" Irby, Clerk

1. Request for ratification of the warrant lists for the period November 12, 1998 through November 23, 1998.

Recommended Action: Ratify the warrant lists.
See C.II.A.1.

2. Documents filed with the Clerk through October 30, 1998.

Recommended Action: For information only.
See C.II.A.2.

Tuesday, November 24, 1998 - 9:00 A.M.

III. COMMITTEE REPORTS

A. Development Review Committee

At its meeting held November 5, 1998 the Development Review Committee reviewed and recommends to the Board of County Commissioners the following:

1. Approval of final plat - Cedar Lane Subdivision (containing 2 lots on 17.740 acres). Section 32-7-18, located on tax parcel #02950-000-000 at 20418 NW CR 235A for Alachua County Land Surveyors Inc., agent.
See C.III.A.1.
2. Approval of final plat - Saddlebrook Farms Subdivision, section 34-9-18, located on tax parcel #04289-003-000 and #04289-003-002 in the 1900 block of NW 143 Street for Roy P. Causseaux, P.E., agent.
See C.III.A.2.
3. Approval of final revised replat - Bristol Harbour P.U.D. (Replat of lots 5-16), section 33-8-22, located on tax parcel #18492-000-000 in the 2100 block of NE 101 Avenue for J.W. Brown Inc., agent.
See C.III.A.3.

IV. COUNTY ATTORNEY

(There were no items submitted.)

V. COUNTY MANAGER

A. Administrative Services

1. Authorization to advertise a public hearing to consider a proposed ordinance governing the bonding requirement for County officers.

Staff Recommended Action: Authorize advertisement on November 26, 1998 for December 8, 1998 public hearing.
See C.V.A.1.

Tuesday, November 24, 1998 - 9:00 A.M.

VI. FINANCIAL MATTERS

A. Administrative Services

1. Finance report issuing a purchase order to Alamo Sales Corporation for five hydraulically driven rotary mowers to be used for heavy duty mowing.
Amount: \$72,465.00

Staff Recommended Action: Approve the purchase order and authorize the Chair's signature, with a copy to be included in the Board's minutes.

See C.VI.A.1.

2. Finance report issuing a purchase order to the following:
 - a. Open Technology Group for equipment related to the Imaging Project - Phase 2 for Information Services.
Amount: \$81,465.00
See C.VI.A.2.a.
 - b. Duval Ford for two utility vehicles for Fire/Rescue.
Amount: \$53,400.00
See C.VI.A.2.b.
 - c. Caruso Chrysler Plymouth Jeep for two utility vehicles for Codes Enforcement and one utility vehicle for Public Works.
Amount: \$54,600.00
See C.VI.A.2.c.
 - d. Gateway Chevrolet & Mazda for three 3/4 ton pick-up trucks for Public Works.
Amount: \$58,398.00
See C.VI.A.2.d.

Staff Recommended Action: Approve the purchase orders and authorize the Chair's signature, with a copy to be included in the Board's minutes.

Tuesday, November 24, 1998 - 9:00 A.M.

B. County Manager

1. Report of agreements executed by the County Manager for the month of August, 1998.

Staff Recommended Action: Accept the report.

See C.VI.B.1.

2. Report of agreements executed by the County Manager for the month of September, 1998.

Staff Recommended Action: Accept the report.

See C.VI.B.2.

3. Report of grant applications executed by the County Manager for the month of August, 1998.

Staff Recommended Action: Accept the report.

See C.VI.B.3.

C. Environmental Protection

1. Agreements with the Florida Department of Environmental Protection for hazardous waste cooperative collection center arrangements with Dixie, Gilchrist and Lafayette Counties; and a reimbursable loan for expenses associated with this project.

Amount: \$74,800.00 (revenue-not to exceed)

Staff Recommended Action: Approve the agreements, cash loan and authorize the Chair's signature.

See C.VI.C.1.

D. Growth Management

1. Request to extend the letter of commitment to St. Francis House regarding Alachua County/City of Gainesville SHIP Special Needs Housing Program to reflect the United States Housing and Urban Development deadline.

(The above item was, by motion, deleted from the agenda.)

Tuesday, November 24, 1998 - 9:00 A.M.

See C.VI.D.1.

2. Letter finding that the Alachua County Housing Authority's proposed administrative costs for the 1997 Small Cities Community Development Block grant are reasonable and necessary.

Staff Recommended Action: Approve the letter and authorize the Chair's signature.

See C.VI.D.2.

E. Public Works

1. Agreement with the North Central Florida YMCA providing county youth recreation programs for FY 1998/99.

Amount: \$401,500.00

Staff Recommended Action: Approve the agreement and authorize the Chair's signature.

See C.VI.E.1.

2. Sixth amendment to the compliance monitoring services agreement with Jones, Edmunds & Associates Inc. changing the maximum indebtedness from \$1,033,831.67 to \$1,049,676.67 and adding a work plan.

Amount: \$15,845.00 (increase)

Staff Recommended Action: Approve the amendment and authorize the Chair's signature.

See C.VI.E.2.

F. Sheriff's Office

1. Grant award, budget amendment and resolution establishing a special revenue fund for the law enforcement block grant to pay the salaries of three deputies and one staff support position working in the Partnership for Productive Communities Program areas.

Amount: \$331,873.00 (revenue)

Tuesday, November 24, 1998 - 9:00 A.M.

Staff Recommended Action: Award the grant, approve Budget Amendment #BC9-33, adopt Resolution 98-108 and authorize the County Manager's signature.
See C.VI.F.1.

G. Fire/Rescue

1. Application for Emergency Competitive Grant funding to expand training of Community Emergency Response Teams located throughout the County.
Amount: \$8,557.00 (revenue)

Staff Recommended Action: Approve the grant application and authorize the Chair's signature.
See C.VI.G.1.

END OF CONSENT AGENDA

Following is the amended Agenda as approved:

IV. ANNOUNCEMENTS

Public Information Officer Jennifer Thomas announced that the County contributions to the United Way exceeded \$19,000.00; and that Alachua County Fire/Rescue and Partners for a Productive Community are accepting new toy donations for needy children.

V. PROCLAMATIONS AND RECOGNITIONS

- A. Proclamation declaring the month of November, 1998 as "Adoption Awareness Month".

Commissioner Wheat moved adoption of the Proclamation declaring the month of November, 1998 as "Adoption Awareness Month".

Vote on Motion

See R.-V.A.

Carried

VI. CONSTITUTIONAL OFFICERS/OTHER GOVERNMENTAL UNITS

- A. Alachua County Library District

Tuesday, November 24, 1998 - 9:00 A.M.

1. Appointment of one Commissioner to the Library Governing Board.

Recommended Action: Appoint a Commissioner to serve on the Library District Board of Governors.

Commissioner Chestnut moved appointment of Commissioner Hutchinson to serve on the Library District Board of Governors.

Vote on Motion

Carried

VII. SCHEDULED PRESENTATIONS

(There were no items submitted)

VIII. FINANCIAL MATTERS

Acting OMB Director Cheryl Johnson presented the following financial items:

A. Community Services

1. Memorandum of Understanding and Application for official recognition of Alachua County as a Weed and Seed Strategy as discussed at the October 20, 1998 Internal Support Committee meeting.

Amount: N/A

Staff Recommended Action: Approve the application, Memorandum of Understanding, submission to the Department of Justice and authorize the County Manager's signature.

Chair Clemons recognized Louise Grimm, representing the Sheriff's Office, who supported the above item.

Commissioner Wheat moved approval of staff recommended action.

Vote on Motion

Carried

See R.-VIII.A.1.

Tuesday, November 24, 1998 - 9:00 A.M.

B. Growth Management

1. Resolutions providing ad valorem tax exemption for historic preservation to six properties in the City of Gainesville as reviewed by the certified local historic preservation office of the City of Gainesville.

Amount: N/A

Staff Recommended Action: Receive the report, adopt Resolution 98-109 through 98-114 and authorize the Chair's signature.

Chair Clemons recognized Historic Preservation Planner Rick Smith, City of Gainesville, who discussed the process and the overview of the tax exemption.

Commissioner Wheat moved adoption of Resolution 98-109 relating to property located at 234 NW 7 Avenue; Resolution 98-110 relating to property located at 719 NE 1 Street; Resolution 98-111 relating to property located at 524 NW 4 Street; Resolution 98-112 relating to property located at 319 NE 6 Avenue; Resolution 98-113 relating to property located at 732 NW 4 Street and Resolution 98-114 relating to property located at 510 NW 4 Street all of which provides ad valorem tax exemption for historic preservation to the properties in the City of Gainesville and authorize the Chair's signature.

Vote on Motion

Carried

See R.-VIII.B.1.

C. Public Works

1. Bid Award and agreement with Harlis R. Ellington Construction Inc., for improvements to SW 75 Street from W. University Avenue to SW 8 Avenue.

Amount: \$1,952,500.00

Staff Recommended Action: Award the bid, approve the agreement and authorize the Chair's signature.

Commissioner Chestnut moved to award the bid, approve the agreement and authorize the Chair's signature.

Vote on Motion

Carried

Tuesday, November 24, 1998 - 9:00 A.M.

See R.-VIII.C.1.

IX. TIME CERTAIN ITEMS

- A. Citizen Comments (One hour after start of the 9:00 a.m. meeting or at end of meetings less than one hour in duration, 2nd and 4th Tuesday. Sixty (60) minutes will be allotted for comments.)

Chair Clemons announced that it was now 10:07 a.m. and citizens who wish to address the Board on non-agenda items will be recognized first. As time allows, those who wish to speak to an item on the agenda will be recognized. Citizens should limit their speaking time to five (5) minutes. To assist you, a timing light has been installed next to the Clerk.

Employees of the County may address the Commission on matters of public concern. Employee comments that address an active grievance/arbitration or employee appeal matter (all of which are extensively covered in the Personnel Regulations and the collective bargaining agreement) or a personnel dispute will not be entertained as a part of Citizen Comments.

Chair Clemons recognized Doris Bardon, representing Women for Wise Growth, who supported growth management in the County.

Chair Clemons recognized Karl Ashley, representing the Gainesville Symphony Orchestra, who reported on the current status of funding for the orchestra.

Chair Clemons recognized Dwight Adams, representing the Sierra Club, who supported clean air in Alachua County.

Chair Clemons recognized Mark Schule who discussed and supported Plan B for the development of Forest Park.

Chair Clemons recognized Michael Erikson, Amy Morrison and Rebecca Middleton who supported the County establishing a Junior County Commission.

Chair Clemons recognized Alfred Dickerson who discussed ongoing litigation relating to his Federal Court case.

Tuesday, November 24, 1998 - 9:00 A.M.

Chair Clemons recognized Zachary Andrews who discussed the need for regional transit enhancements on Tower Road.

Chair Clemons closed citizen comments at 10:40 a.m.

XI. COUNTY ATTORNEY

(There were no items submitted)

XII. COUNTY MANAGER

Personnel Director Kim Baldry presented the following item:

A. Administrative Services

1. Collective Bargaining Agreement with Laborers International Union of North America, Local 630 for FYs 1998/2001: non-bargaining longevity performance bonus for FY 1998/99 and revisions to the personnel regulations to reflect changes made to the language in the collective bargaining agreement.

Staff Recommended Action: Approve the agreement, pay plan, application of bonuses, approve the revisions and authorize the Chair's signature.

Commissioner Chestnut moved approval of staff recommended action.

Vote on Motion

Carried

See R.-XII.A.1.

B. Growth Management

Codes Enforcement Director Rick Wolf presented the following item:

1. Authorization to advertise a public hearing to consider amendments to the Alachua County Unified Land Development Code - Title 39 - zoning, regarding outdoor sales and display in certain business zoning districts.

Staff Recommended Action: Authorize advertisement.

Tuesday, November 24, 1998 - 9:00 A.M.

After discussion, Commissioner Wheat moved to refer the above item back to the Internal Support Committee for further review.

Vote on Motion

Carried

See R.-XII.B.1.

C. Non-Departmental

1. Appointments to be made:

- a. Appoint one citizen to the Codes Enforcement Board.

Clerk Irby called the roll on each Commissioner for their nomination.

Commissioners Chestnut and Hutchinson nominated Jerry Painter.

Commissioners Newport, Wheat and Chair Clemons nominated Zachary Andrews.

Clerk Irby announced the results of the roll call.

Commissioner Wheat moved appointment of Zachary Andrews to fill the one vacancy on the Codes Enforcement Board.

Vote on Motion

Carried

See R.-XII.C.1.a.

- b. Appoint one citizen to the Health Facilities Authority.

Commissioner Wheat moved appointment of the only applicant, Richard Bass, to fill the one vacancy on the Health Facilities Authority.

Vote on Motion

Carried

See R.-XII.C.1.b.

- c. Appoint one citizen to the Tourist Development Council.

Chair Clemons recognized Richard Albrecht who stated his desire to serve on the Tourist Development Council.

Tuesday, November 24, 1998 - 9:00 A.M.

Commissioner Wheat moved appointment of the only applicant, Richard Albrecht, to fill the one vacancy in the category of owner or operator of hotel, motel or other tourist accommodation.

Vote on Motion

Carried

See R.-XII.C.1.c.

XIII. COUNTY MANAGER REPORTS/REQUESTS

- A. Proposal for mosquito control program.

Staff Recommended Action: Provide staff with direction.

Ed Culpepper, Public Works Director, presented a brief history of the prior mosquito control program in Alachua County.

Norm Thomas, Assistant Public Works Director/Waste Management, presented the basic elements and preliminary cost estimate for a mosquito control program for Alachua County.

Tom Belcuore, Administrator of the Public Health Unit, discussed the benefits and risks of mosquito control on human health.

Chair Clemons recognized citizens Tom Simons, Anne Barkdoll and Marty Mesh who discussed their concerns regarding the benefits versus the risks of using mosquito control.

After discussion, Commissioner Wheat moved that the County Manager discuss with the Gainesville City Manager and its mosquito control department what is available to the County in education and prevention programs.

Vote on Motion

Carried

The Commission directed the County Manager to request that the City of Gainesville's Entomologist give a presentation of their program at the Board's next meeting.

See R.-XIII.A.

- B. Discussion of Mayor DeLaney's November 5, 1998 letter proposing a joint meeting with the County Commission on January 29, 1999 at 9:00 a.m.

Tuesday, November 24, 1998 - 9:00 A.M.

Staff Recommended Action: Respond to the letter.

County Manager Richard Tarbox advised that a joint meeting with the Gainesville City Commission is scheduled for 9:00 a.m. on Friday, January 29, 1999 at Poe Springs Park, and the agenda will include issues relating to Joint City/County Planning, Regional Transit System/Transportation Issues, Annexation and Urban Reserve Issues, Public Safety Cooperation such as Joint Communications, Downtown Government Campus, Code Enforcement and Recreation, Park and Open Space Issues.

See R.-XIII.B.

XIV. COMMISSION REPORTS/REQUESTS

- A. Commission appointments to various boards and committees for fiscal year 1998-99.

Commissioner Wheat requested to be allowed to resign from the Foster Grandparent Advisory Committee, the Orange Creek Basin Advisory Council and the RSVP Advisory Committee because their meetings conflicted with the County Commission's meetings.

Chair Clemons appointed the following Commissioners to serve on various boards and committees:

Bread of the Mighty Food Bank Board of Directors

- **Chair Clemons**

Canvassing Board (must be the Chairman)

- **Chair Clemons**

City/County Law Enforcement Cooperative Committee

- **Commissioners Newport and Wheat**

Foster Grandparent Advisory Committee

- **Commissioner Chestnut**

I-75 Corridor Council

- **Commissioner Wheat (Commissioner Hutchinson, Alternate)**

Internal Support Committee

- **Full Board of County Commissioners**

Jobs & Education Partnership Board

- **Commissioner Newport**

Management Plan Advisory Group

Tuesday, November 24, 1998 - 9:00 A.M.

- Commissioner Hutchinson

Metropolitan Transportation Planning Organization

- Full Board of County Commissioners

Murphree Law Library Board of Directors

- Commissioner Wheat

North Central Florida Regional Planning Council

- Commissioners Chestnut, Hutchinson and Newport

Orange Creek Basin Advisory Council

- Commissioner Hutchinson

Regional Airport Authority

- Chair Clemons

Retired & Senior Volunteer Program Advisory Committee

- Commissioner Chestnut

Self-Insurance Fund Review Committee

- Chair Clemons and Commissioner Chestnut

Tourist Development Council

- Chair Clemons (Commissioner Newport, Alternate during transition)

Transportation Disadvantaged Coordination Board (MTPO appointment)

- Commissioner Chestnut

Zoning Site Inspection

- Full Board of County Commissioners

Minutes Review

- Commissioner Wheat (Commissioner Hutchinson, Alternate during transition)

Community Action Agency

Commissioner Wheat to review prior appointment to CAA

B. Commission Comments

Commissioner Newport discussed the memorandum from County Attorney Mary A. Marshall regarding his request to review transcripts of the attorney/client sessions conducted by the County Commission on September 24, 1998 and October 27, 1998 relating to Florida Rock v. Alachua County, et al.

Commissioner Wheat moved to authorize the Clerk to unseal any transcripts of attorney/client sessions relating to all pending litigation for review by Commissioners Newport and Hutchinson.

Tuesday, November 24, 1998 - 9:00 A.M.

Vote on Motion

Carried

Commissioner Newport stated in anticipation of timely development of an Air Quality Ordinance, several research needs exist for the County and recommends that the County formally request technical assistance from the Environmental Protection Agency Regional IV Administrator, this assistance may be pro bono; authorize the County EPD Director to hire suitable technical personnel on a contractual basis at a cost not to exceed \$5,000; and authorize the County EPD Director to contract with outside counsel with demonstrated expertise in these areas at a cost not to exceed \$5,000.

Commissioner Newport presented a proposal to create the Alachua County Air Quality Commission not to exceed five members, to be voted on the majority of the Commission, with demonstrated expertise and advanced training in the areas of atmospheric science, environmental chemistry, or public health. The County Manager is requested to agenda the resolution creating the Air Quality Commission at the December 8th meeting.

Commissioner Wheat moved to approve the creation of an Air Quality Commission not to exceed nine members; and authorize advertising for interested citizens with demonstrated expertise and advanced training in the areas of atmospheric science, environmental chemistry, or public health.

Vote on Motion

Carried

Commissioner Hutchinson supported a one year moratorium on new air emissions industries.

Commissioner Wheat moved that the County Manager be directed to develop the workplan for the Air Quality Commission.

Vote on Motion

Carried

Commissioner Wheat discussed the proposed Summit on Clean Air.
See R.-XIV.B.

Commissioner Newport requested the County Manager to report on costs should the County withdraw its appeal regarding the Privilege Fee.

Commissioner Wheat discussed the Original Florida Tourism Task Force and requested that the January 1999 meeting be held in Alachua County at Poe Springs Park with the County furnishing a light lunch for representatives of 11 counties, and advised that

Tuesday, November 24, 1998 - 9:00 A.M.

the County appoints three members to the Task Force; and discussed the matching grant regarding Historic Preservation on properties in the City of Gainesville.

Chair Clemons discussed the West End Estates water extension and directed staff to request Gainesville Regional Utilities to report on the current status of the hookup.

There being nothing further to come before the Commission the meeting was adjourned at 12:42 p.m.

J.K. "Buddy" Irby, Clerk to the
Board of County Commissioners