

City of Gainesville

*City Hall
200 East University Avenue
Gainesville, Florida 32601*



Meeting Minutes

Thursday, March 15, 2012

1:00 PM

City Hall Auditorium

City Commission

*Mayor Craig Lowe (At Large)
Mayor-Commissioner Pro Tem Thomas Hawkins (At Large)
Commissioner Scherwin Henry (District 1)
Commissioner Todd Chase (District 2)
Commissioner Susan Bottcher (District 3)
Commissioner Randy Wells (District 4)
Commissioner Jeanna Mastrodicasa (At Large)*

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER - 1:10 PM

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ROLL CALL

Present: Craig Lowe, Jeanna Mastrodicasa, Scherwin Henry, Thomas Hawkins, Randy Wells and Susan Bottcher
Absent: Todd Chase

INVOCATION

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The City Commission observed a moment of silence.

CONSENT AGENDA

[Play Video](#)

MOTION: A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins to adopt the Consent Agenda, as modified. (VOTE: 5-0, Commissioners Chase and Henry - Absent, MOTION CARRIED)

MODIFICATIONS:

- 1. File #110750 - Historic Depot Building Rehabilitation - West Construction, Inc. Contract Change Order - (New Item added after Agenda Review with new language and back-up) - (Additional back-up being provided at the meeting).*
- 2. File #110775 - Refinancing of Certain Utility Revenue Bonds - (Remove from the Consent Agenda and place on the Regular Agenda for discussion, revised language and ppt. submitted and memo from Commissioner Chase).*
- 3. File #110683 - Alcohol Sales and Consumption Outdoors Downtown - (Withdraw from the agenda).*

CITY MANAGER, CONSENT AGENDA ITEMS

110750.

Historic Depot Building Rehabilitation – West Construction, Inc. Contract Change Order (B)

This item involves a request for the City Commission to approve West Construction, Inc. as a Specified Source to construct the “Context Area” in order to utilize HUD EDI funds prior to expiration on July 31, 2012 and to approve a contract change order address unforeseen conditions in the Depot Building Rehabilitation project.

RECOMMENDATION

The City Commission: 1) Approve the Second Amendment to the Agreement for Historic Gainesville Depot Rehabilitation for Change Order No. 1 for an increase of \$109,418.05 with a final completion date of September 30, 2012, 2) approve the Third Amendment to the Agreement for Historic Gainesville Depot Rehabilitation to include West Construction as the specified source contractor for Phase II context area construction for \$749,980.34, and 3) authorize the City Manager to execute the contract amendments, change order, specified source and all related documents subject to approval by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

110750_Change Order_20120315.pdf

110750A-MOD_2nd Amendment to Agreement_20120315.pdf

110751.**Fleet Garage/Materials Management Facility (MMF) and other related Projects (B)**

This is a request for the City Commission to approve staff's recommended ranking of the Construction Manager at Risk firms to provide Construction Management Services at the Fleet Garage/Materials Management Facility (MMF) and other related Construction Projects (B)

RECOMMENDATION

The City Commission: 1) approve staff's recommended ranking of the Construction Management Firms; and 2) authorize the City Manager or his designee, to negotiate and execute a contract for Construction Management Services, subject to approval by the City Attorney's office as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

110751_Rankings of Firms_20120315.pdf

110754.**Settlement of Worker's Compensation Claim - Eddie L. Lockhart (NB)**

This item involves the full and final settlement of Eddie L. Lockhart worker's compensation claim. The total settlement amount is \$35,000 and represents a significant cost advantage to the City.

RECOMMENDATION

The City Commission authorizes Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of the indemnity portion of Eddie L. Lockhart Worker's Compensation Claim in the amount of \$35,000.

This Matter was Approved as Recommended on the Consent Agenda.

110763.**Settlement of Worker's Compensation Claim - Charles Baker (NB)**

This item involves the full and final settlement of Charles Baker's worker's compensation claim. The total settlement amount is \$275,000 and represents a significant cost advantage to the City.

RECOMMENDATION

The City Commission authorizes Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of the indemnity portion of Mr. Baker Worker's Compensation Claim in the amount of \$275,000.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**CITY ATTORNEY, CONSENT AGENDA ITEMS****110741.****VERNELLE JONES VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2011-CA-6371 (B)****RECOMMENDATION**

The City Commission authorize the City Attorney to represent the City of Gainesville in the case styled Vernelle Jones vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2011-CA-6371.

This Matter was Approved as Recommended on the Consent Agenda.

110741_Vernelle Jones Consent_20120315.pdf

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**110756.****Appointments to City Commission Advisory Boards and Committees (NB)****RECOMMENDATION**

The City Commission appoint:

Ernest Brockington to the Citizen's Advisory Committee for Community Development for a term to expire 11/1/13.

Keytwanna Mitchell to the City Beautification Board for a term to expire 11/1/15.

Gerald Wathen and Keytwanna Mitchell to the Gainesville Enterprise Zone Development Agency for terms to expire 3/31/16.

Jeffrey Saunders to the Gainesville Human Rights Board for a term to expire 2/22/15.

David Miller and Jennifer Hubbs to the Public Recreation and Parks Board for terms to expire 6/1/15.

Jennifer Hubbs to the Regional Transit System Advisory Board for a term to expire 6/1/15.

James Ingle to the SHIP Affordable Housing Advisory Committee for a term to expire 7/1/14.

Jake Vermillion to the Student Community Relations Advisory Board for a term to expire 2/26/14.

This Matter was Approved as Recommended on the Consent Agenda.

110764.

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of February 13, 2012, February 16, 2012, and March 1, 2012, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

110764_feb 13, 2012_minutes_20120315.pdf
110764_feb 16, 2012-minutes_20120315.pdf
110764_march 1, 2012_minutes_20120315.pdf

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

PUBLIC SAFETY COMMITTEE, CONSENT

110683.

Alcohol Sales and Consumption Outdoors Downtown (B)

RECOMMENDATION *The City Commission authorize the City Attorney to draft and Clerk of the Commission to advertise amendments to the Alcoholic Beverage Ordinance to allow the sale and consumption of alcohol on City Lot Ten for special events.*

This Matter was Withdrawn on the Consent Agenda.

110683a_EugeneArticle_20120229.pdf
110683b_SchaerEmail_20120229.pdf
110683c_AlcoholOrdin_20120229.pdf

110283. **Itinerant Food Vendor Hours of Operation (NB)**

RECOMMENDATION *The City Commission authorize the City Attorney to draft and the Clerk of the Commission advertise an amendment to the current Itinerant Food Vendors Ordinance to extend the hours of operation from 10:00 P.M. to 3:00 A.M.*

This Matter was Approved as Recommended on the Consent Agenda.

110283_Chapter 19_20110928.pdf
110283_PlanningMaps_20111026.pdf
110283b_FassEmail_20111026.pdf
110293c_JeffBabikInfo_20111026.pdf
110283_draft ordinance_20120405.pdf
110283_draft ordinance_20120517.pdf

Passed The Consent Agenda

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Susan Bottcher and Thomas Hawkins
Absent: Scherwin Henry and Todd Chase

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

[Play Video](#)

MOTION: A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins to adopt the Regular Agenda, as modified. (VOTE: 6-0, Commissioner Chase - Absent, MOTION CARRIED)

NOTE: Commissioner Henry entered the meeting room at 1:14 PM.

MODIFICATIONS:

1. File #110768 - Job Description for the Position of City Attorney - (Revised back-up submitted).

2. File #110820 (New Item) - Mayor Craig Lowe - Request to Join Amicus Brief in the US Supreme Court Case of Arizona v. United States (Added to the agenda 3/14/2012).
3. File #110778 - Proclamation - National Farm Worker Awareness Week - (New Item added after Agenda Review).
4. File #110782- Koppers Off-Site Surface Soils Remediation Enhancement in the Stephen Foster Neighborhood - (Waive the rules to hear this item at 7:00 PM - Time Certain and accept revised ppt. from Robert Pearce).
5. File #110811 - Qualified Target Industry (QTI) Refund Resolution - MindTree, Ltd - (New Item added after Agenda Review).
6. File #110766 - Nominations Library District Board of Trustees - (Withdraw from the agenda).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

[Play Video](#)

110767.

Proposed Update to Land Development Code Regarding Lighting for Vehicular Parking (NB)

This item proposes modifications to Section 30-330 and Section 30-345 of the Land Development Code regarding design requirements for vehicle parking and general performance standards.

[Play Video](#)

Planning and Development Services Director Erik Bredfeldt and Lead Planner Lawrence Calderon gave presentations.

Mayor Lowe recognized Bruce Rider of Bosshardt Realty who spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear a presentation from staff; 2) if deemed appropriate, direct staff to initiate a Petition to the Plan Board to modify applicable components of Sec. 30-330 and Sec. 30-345 of the Land Development Code.

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

GENERAL MANAGER FOR UTILITIES

[Play Video](#)

110775. Refunding of Certain Outstanding Bonds, and Restructuring of Certain Interest Rate Swaps (B)

[Play Video](#)

Gainesville Regional Utilities Chief Financial Officer Jennifer Hunt gave a presentation.

RECOMMENDATION

The City Commission: 1) Authorize the refunding of all or a portion of the outstanding Utilities System Revenue Bonds, 2005 Series B (Federally Taxable), 2005 Series C, 2006 Series A, 2008 Series A (Federally Taxable), and 2010 Series C through the issuance of variable-rate, tax-exempt bonds; 2) Authorize the refunding of all or a portion of the outstanding Utilities System Revenue Bonds, 2003 Series A and 2005 Series A through the issuance of fixed-rate, tax-exempt bonds; 3) Approve the selection of one or more Senior Managers for the refunding bonds referenced in 1 and 2 above and authorize the appointment of additional Co-Managers if, upon the advice of Public Financial Management (PFM), our Financial Advisor, doing so would enhance the distribution of the refunding bonds; 4) Authorize the restructuring of all or a portion of certain outstanding fixed payer CMS interest rate swaps with JPMorgan Chase Bank, N.A. and Goldman Sachs Mitsui Marine Derivative Products, L.P., either through the amendment of the existing swaps or through the entry into one or more additional swaps, in order to convert the payments to be received by the Utility under such swaps back to the original percentage of 1-month LIBOR formulation; 5) Authorize staff to negotiate and enter into an ISDA Master Agreement with Deutsche Bank in order to provide an additional potential swap counterparty to ensure GRU's ability to receive competitive market-based economics; 6) Authorize the utility to work with its Financial Advisor to select one or more counterparties to provide any additional swaps as described in 4 above; 7) Approve the designation of any such additional swaps as a "Qualified Hedging Contract" within the meaning of the City's Amended and Restated Utilities Bond Resolution; and 8) Authorize the Clerk of the Commission, the General Manager and other

Authorized Officers of the City (as defined in the Utilities Bond Resolution) to execute such documents as may be necessary to proceed with the transactions authorized in 1-7 above (including such documents as are necessary or appropriate to evidence the amendment of the existing CMS swaps or the entry into additional swaps), subject to approval of the Office of the City Attorney as to form and legality, and to take such other actions as may be necessary or advisable to proceed with these transactions in accordance with this City Commission authorization.

A motion was made by Commissioner Mastrodicasa, seconded by Commissioner Henry, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110775_MOD_ppt. Presentation_20120315.pdf
110775_MOD_C_Chase Memo_20120315.pdf

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ECONOMIC DEVELOPMENT/UNIVERSITY COMMUNITY COMMITTEE

[Play Video](#)

110498. Re-establishment of an Economic Development Officer Position (B)

A Committee Report-Out from the Economic Development University/Community Committee regarding reestablishing a City Economic Development Officer Position.

[Play Video](#)

MOTION (AMENDMENT): Approve the recommendation and direct the City Manager to update the job description of the Economic Development Officer to include two things: 1) Reflect the current economic development status of the City and the current needs; and 2) incorporate responsibilities of an ombudsman as recommended by the Community Redevelopment Committee.

RECOMMENDATION EDUCC to the City Commission: 1) Direct the City Manager

to add the reestablishment of an Economic Development Officer as an increment to the FY 13/14 budget; and 2) remove this item from the Economic Development/ University Community Committee's pending referral list.

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Bottcher, that this matter be Approved as Amended. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110498_Memo to EDUCC Chair_20120221.pdf

110498_Memo_City Manager To EDUCC _20120315.pdf

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

110766. Nominations - Library District Board of Trustees (B)

RECOMMENDATION *The City Commission nominate the two applicants for consideration of appointment by the Library District Governing Board.*

Withdrawn

110766_LibraryDistrict_20120315.pdf

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

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110665 Commissioner Thomas Hawkins (NB)

[Play Video](#)

RECOMMENDATION *The City Commission refer to the Regional Utilities Committee a review of the GRU cost allocation study.*

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Referred to the Regional Utilities Committee, due back on September 15, 2012. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110768.**Job Description for the Position of City Attorney (B)**[Play Video](#)

Human Resources Director Sandy Barnard and EO Director Cecil Howard gave presentations.

MODIFICATION: Modified time line.

RECOMMENDATION *The City Commission approve the job description for City Attorney as submitted.*

A motion was made by Commissioner Henry, seconded by Commissioner Mastrodicasa, that this matter be Approved as Recommended with Modification(s). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110768_Job Description_ 20120315.pdf

110768_MOD_REVISSED_CA_JOB DESCRIPTION_20120315.pdf

110820.**Mayor Craig Lowe - Request to Join Amicus Brief in the US Supreme Court Case of Arizona v. United States (B)**

MOTION (AMENDMENT): The City of Gainesville join as amicus curiae in the filing of an amicus brief in the U.S. Supreme Court case styled Arizona v. United States, and authorize the Office of the County counsel, County of Santa Clara, California to represent the City of Gainesville for the very limited purpose of filing the brief at no cost to the City.

NOTE: Commissioner Wells made an additional motion regarding Immigration issues. See following File #110824.

RECOMMENDATION *The City Commission: 1) Hear information; and 2) join the amicus brief on behalf of the United States.*

A motion was made by Commissioner Wells, seconded by Commissioner Mastrodicasa, that this matter be Approved as Amended. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110820_DRAFT SB 1070 AMICUS BRIEF_20120315.pdf

110824.**Immigration Issues (NB)**

RECOMMENDATION *The City Commission add to the State Legislative Agenda support for legislation by Senator Garcia regarding immigration issues (SB 1080).*

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Approved as Recommended. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

COMMISSION COMMENTS (if time available)

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RECESS - 2:59 PM

[Play Video](#)

RECONVENE - 5:50 PM

[Play Video](#)

PLEDGE OF ALLEGIANCE (5:30pm)

[Play Video](#)

PROCLAMATIONS/SPECIAL RECOGNITIONS

110774. Earth Hour - March 31, 2012 (B)

[Play Video](#)

RECOMMENDATION *University Office of Sustainability Anna Prizzia to accept the proclamation.*

Heard

110774_EarthHour_20120315.pdf

110778. National Farm Worker Awareness Week - March 25-31, 2012 (B)

RECOMMENDATION *National Farm Worker Ministry Professor Samuel B. Trickey, Gainesville Interfaith Alliance for Immigrant Justice Organizer Kimberly L. Hunter and University of Florida*

Student Victor Yengle and CHISPAS Hispanic Student Association Juliette to accept the proclamation.

Heard

110778_FarmWorker_20120315.pdf

CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

[Play Video](#)

Ben Morris

Courtesy issues.

Sydem Haider

Owner of Islamic Center - See following file #110877.

110877.

Citizen Comment - Sydem Haider Re: Owner of Islamic Center (B)

RECOMMENDATION

The City Commission hear comments from Sydem Haider and place back-up submitted on file.

Placed on File

110877_CITIZEN_Haider_20120315..pdf
110877a_CITIZEN_Haider_20120315..pdf

Doris Edwards

Mayors Aide.

Rob Brinkman

Gas prices.

Dejeon Cain

Mayor's Aide.

John Davies

Various Issues.

Darlene Pifalo

Citizen Comment issues.

Gabriel Hillel

Professional Temporary Employees.

Pat Fitzpatrick

Hungry Children - Socialism for the rich and capitalism for the poor - See following file #110878.

110878.**Citizen Comment - Pat Fitzpatrick - Social Issues (B)****RECOMMENDATION**

The City Commission hear comments from Pat Fitzpatrick and place back-up submitted on file.

Placed on File

110778_Pat_Fitzpatrick_Citizen Comment_20120301.pdf

Juanita Miles Hamilton

Mayors Aide.

Nathan Skop

- 1. Bond refinancing.*
- 2. Mayor's Aide*

Dian Deevey

EPAC Report - Biomass Plant.

Jo Beaty

Bond Refinancing.

Debbie Martinez

Mayor's Aide.

Roy Geiersbach

Global Warming.

PUBLIC HEARINGS

WAIVER OF RULES - TIME CERTAIN - 7:00 PM**110782.****Koppers Off-Site Surface Soils Remediation Enhancement in the Stephen Foster Neighborhood (NB)**[Play Video](#)

Citizen Robert Pearce gave a presentation.

MOTION: A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins to: 1) Direct the City Manager to direct the Intergovernmental Team to find the appropriate staff liaison/coordinator to organize and coordinate all of the relevant governmental and institutional agencies and departments, businesses, and private individuals that could contribute toward bringing about a superior off-site surface soils remediation process in the in the Stephen Foster Neighborhood and to also identify facilities that would be available; 2) direct the staff liaison to get a description or an action plan in writing; and 3) authorize the Mayor to write a letter to President Obama asking for additional support for this endeavor.

(VOTE: 6-0, Commissioner Chase - Absent, MOTION CARRIED)

Mayor Lowe recognized the following citizens:

- 1. Kim Popejoy*
- 2. Pat Kline*
- 3. Kai Gress*
- 4. Glenn Aiken*
- 5. Bob Holman*
- 6. Roy Geiersbach*
- 7. Sandra Watts Kennedy*
- 8. Alicia Alonso*
- 10. Dedra Bryan*
- 11. Bob McPeake*
- 12. Rob Brinkman*
- 13. Ronald Hodill*
- 14. Susan Fairforest*
- 15. Barbara Ruth*
- 16. Clara Horton*
- 17. Jo Beaty*
- 18. Maria Parsons*

RECOMMENDATION

1) Hear a presentation from the Stephen Foster Neighborhood Association. 2) Take action as deemed appropriate.

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins

Absent: Todd Chase

110782_KoppersPearceA_20120315.pdf

110782_KoppersPearceB_20120315.pdf

110782_KoppersPearceC_20120315.pdf

110782_KoppersPearce E_20120315.pdf

110782_KoppersPearce_20120315.pdf

110782_MOD_Robert Pearce_PPT_20120315.pdf

110782_CITIZEN_Pagan_20120315.pdf

110782_CITIZEN_Roy_20120315..pdf

RESOLUTIONS- ROLL CALL REQUIRED

[Play Video](#)

110762.

REPORT OF THE BOARD OF CANVASSERS (B)

A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, run-off election held February 28, 2012; and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Henry, seconded by Mayor-Commissioner Pro Tem Hawkins, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins

Absent: Todd Chase

110762_Report of Board of Canvassers_20120315.pdf

110762_resolution_BrdofCanvassers_20120315.pdf

110811.

Qualified Target Industry (QTI) Refund Resolution - MindTree, Ltd (B)

This item seeks City Commission approval for a QTI contribution for the prospective location of computer software and systems design jobs associated with MindTree, Ltd., an information technology and software development firm, within the City of Gainesville.

Planning and Development Services Director Erik Bredfeldt gave a presentation.

RECOMMENDATION *The City Commission: 1) authorize the Mayor to execute the*

QTI Resolution regarding MindTree, Ltd.; and 2) direct the City Manager to forward the executed QTI Resolution to Enterprise Florida.

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Mastrodicasa, that this matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins

Absent: Todd Chase

110811A_Resolution_20120315.pdf

110811B_Overview-QTI_20120315.pdf

110811_MOD_REVISIED_RESOLUTION_201210315.pdf

110811_resolution_20120315.pdf

TRANSMITTAL HEARING

[Play Video](#)

110599.

COMPREHENSIVE PLAN AMENDMENT - FUTURE LAND USE ELEMENT (B)

Ordinance No. 110599; Petition No. PB-11-138 CPA

An ordinance amending the Future Land Use Element of the City of Gainesville Comprehensive Plan; by amending Policy 4.6.1; by amending Objective 4.7, Policy 4.7.1 and the Future Land Use Categories and Corresponding/Implementing Zoning Districts table; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Planner Jason Simmons gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition PB-11-138 CPA and (2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Mastrodicasa, that this matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:

Votes: Aye: Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins

Absent: Craig Lowe and Todd Chase

110599A_draft ordinance_20120315.pdf

110599B_staff report_20120315.pdf

110599C_cpb minutes_20120315.pdf

110599D_staff ppt_20120315.pdf

110599A_no comment letters state reviewing agencies_20120517.pdf

110599_ordinance_20120517.pdf

110608.**COMPREHENSIVE PLAN AMENDMENT - RECREATION ELEMENT (B)**

Ordinance No. 110608; Petition No. PB-11-135 CPA

An ordinance amending the Recreation Element of the City of Gainesville Comprehensive Plan; by amending Objective 1.1 and its Policies 1.1.1, 1.1.5; by amending Policies 1.2.2, 1.2.3, 1.3.1, 1.3.2, 1.3.3 and 1.6.1; by amending Objective 1.8 and its Policy 1.8.3; by amending Policies 2.1.2 and 3.1.2; by amending Objective 3.2 and its Policies 3.2.1 and 3.2.2; by amending "Table 1: Service Level Standards for Parks and Facilities"; by amending the Park Design and Function Standards and the Park and Facility Substitution standards; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Planner Jason Simmons gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition PB-11-135 CPA and (2) adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Jeanna Mastrodicasa and Todd Chase

110608A_draft ordinance_20120315.pdf
110608B_staff report_20120315.pdf
110608C_Recreation Element GOPs_20120315.pdf
110608D_data analysis addendum to Rec Element_20120315.pdf
110608E_Gainesville and School Bd_20120315.pdf
110608F_Application_20120315.pdf
110608G_cpb minutes.pdf
110608H_staff ppt_20120315.pdf
110608A_no comment letters state reviewing agencies_20120517.pdf
110608_ordinance_20120517.pdf

ADOPTION READING-ROLL CALL REQUIRED

[Play Video](#)

110555.**REZONING – 2200 BLOCK OF SW 38TH TERRACE (B)**

Ordinance No. 110555, Petition No. PB-11-124ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property located in the vicinity of the 2200 block of SW 38th Terrace, west side, from the Alachua County zoning category of “Multiple family high density (R-3) district” to the City of Gainesville zoning category of “PS: Public services and operations district”; to permit stormwater management

facilities, passive recreation, transit stops, and uses customarily incidental to any permitted principal use; excepting the requirement of a preliminary development plan; providing directions to the City Manager; adopting certain conditions; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

Lead Planner Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-11-124ZON; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Bottcher, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Jeanna Mastrodicasa and Todd Chase

110555-A-draft ordinance_20120315.pdf
110555B_staff report_20120315.pdf
110555C_Land Development Code_20120315.pdf
110555D_Supplemental Docs_20120315.pdf
110555E_Application_20120315.pdf
110555F_cpb minutes_20120315.pdf
110555G_staff ppt_20120315.pdf
110555_Ordinance_20120315.pdf

110556.

REZONING – 4201 SW 21ST PLACE (B)

Ordinance No. 110556, Petition No. PB-11-125ZON

An ordinance of the City of Gainesville, Florida, in the vicinity of 4201 SW 21st Place; amending the Zoning Map Atlas and rezoning certain property located at 4201 SW 21st Place, from the Alachua County zoning category of “Multiple family high density (R-3) district” to the City of Gainesville zoning category of “PS: Public services and operations district”, as more specifically described in this ordinance; to allow for social service homes and halfway houses, rehabilitation centers, housing for elderly persons, day care centers, libraries, museums and art galleries, executive offices, legislative bodies, general government, police protection, legal counsel and prosecution, public order and safety, administration of public health programs, social, human resource and income maintenance programs, veterans’ affairs, environmental quality and housing programs, general economic programs, and the regulation of agricultural marketing and commodities, the regulation, licensing, and inspection of miscellaneous commercial sectors and any use customarily incidental to any permitted principal use with certain conditions as set forth in this ordinance; excepting the requirement of a preliminary development plan; providing directions to the City Manager; adopting a certain finding; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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Lead Planner Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-11-125ZON; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Bottcher, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110556-A_draft ordinance_20120315.pdf
110556B_staff report_20120315.pdf
110556C_Land Development Code_20120315.pdf
110556D_supplemental documents_20120315.pdf
110556E_application_20120315.pdf
110556G_staff ppt_20120315.pdf
110556F_cpb minutes_20120315.pdf
110556_Ordinance_20120315.pdf

110557.

REZONING - 4035 SW 20TH AVENUE (B)

Ordinance No. 110557, Petition No. PB-11-126ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain property located in the vicinity of 4035 SW 20th Avenue, from the Alachua County zoning category of "Planned development (PD) district" to the City of Gainesville zoning category of "PS: Public services and operations district"; to permit telecommunications facilities, utility buildings or facilities, stormwater management facilities, and uses customarily incidental to any permitted principal use; excepting the requirement of a preliminary development plan; providing directions to the City Manager; adopting certain conditions; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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Lead Planner Dean Mimms gave a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-11-126ZON; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Henry, that this matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110557-A_draft ordinance_20120315.pdf
110557B_staff report_20120315.pdf
110557C_Land Development code_20120315.pdf
110557D_supplemental documents_20120315.pdf
110557E_application_20120315.pdf
110557F_cpb minutes_20120315.pdf
110557G_staff ppt_2020315.pdf
110557_Ordinance_20120315.pdf

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

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110598.

AMEND THE URBAN MIXED-USE DISTRICT 1 (UMU-1) ZONING DISTRICT (B)

Ordinance No. 110598; Petition No. PB-11-139 TCH

An ordinance of the City of Gainesville, Florida, amending Section 30-65.1 Urban mixed-use district 1 (UMU-1) of the Land Development Code; by amending the density requirements and the building height requirements; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

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RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Bottcher, that this matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110598A_draft ordinance_20120301.pdf
110598B_staff report_20120301.pdf
110598C_FLU element_20120301.pdf
110598D_application_20120301.pdf
110598E_111205 cpb minutes_20120301.pdf
110598F_staff ppt_20120301.pdf
110598_Ordinance_20120315.pdf

PLAN BOARD PETITIONS

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110740.

Amendment to the Gainesville Auto Town Center Planned Development (B)

Petition PB-11-158 PDA. Causseaux, Hewett, and Walpole, Inc., agent for Duval Motorcars of Gainesville, Inc. Amend the PD (Planned Development district) zoning ordinance # 100520 to remove Condition #24 pertaining to a time limit for filing an application for development plan review. Located in the 3900 block of North Main St., west side.

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Lead Planner Lawrence Calderon gave a presentation.

Mayor Lowe recognized Craig Frazier with CHW who spoke to the matter.

RECOMMENDATION *City Plan Board to City Commission -Approve Petition PB-11-158PDA.
Staff to City Commission- Approve Plan Board's recommendation.
Staff to City Plan Board- Approve Petition PB-11-158PDA.*

A motion was made by Commissioner Wells, seconded by Commissioner Henry, that this matter be Approved (Petition). The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110740A_staff report_20120315.pdf
110740B_Technical Review Committe commnets_20120315.pdf
110740C_Application_20120315.pdf
110740D_Approved PD_Ord 100520_20120315.pdf
110740E_cpb minutes_20120315.pdf
110740_draft ordinance_20120517.pdf

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

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Commissioner Scherwin Henry

Women and Minorities in Capital Projects - Minority Contractors for the new RTS Facility - EO Director Cecil Howard made comments.

Commissioner Thomas Hawkins

1. *Black on Black Crime Task Force - Club Promoters posting flyers on public trees and rights of ways - See following referral item #110871.*
2. *Public property issues monitoring of public lands not being used for public purpose to the Recreation, Cultural Affairs, and Public Works Committee - See following referral item #110876.*

110871.**Club Promoters Posting Flyers on Public Trees and Rights of Way (NB)**

NOTE: This item was referred to the City Manager and the City Attorney.

RECOMMENDATION

The City Commission: 1) Refer the issue of club promoters posting flyers on public trees and rights of way to the City Manager specifically for a report on SE 15th Street; and 2) refer to the City Attorney for tools to address the issue.

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Referred to the City Manager, due back on September 15, 2012. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

110876.**Policy Review of Public Property Not Being Used for Public Purposes (NB)****RECOMMENDATION**

The City Commission refer the issue of reviewing policies in general relating to public property not being used for public purposes to the Recreation, Cultural Affairs and Public Works Committee.

A motion was made by Mayor-Commissioner Pro Tem Hawkins, seconded by Commissioner Wells, that this matter be Referred to the Recreation, Cultural Affairs and Public Works Committee, due back on September 15, 2012. The motion carried by the following vote:

Votes: Aye: Craig Lowe, Randy Wells, Jeanna Mastrodicasa, Scherwin Henry, Susan Bottcher and Thomas Hawkins
Absent: Todd Chase

Commissioner Randy Wells

Management changing 39 MAPS employees to CWA.

CITIZEN COMMENT

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There were no citizens who wished to speak during this time.

ADJOURNMENT - 9:53 PM

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Kurt M. Lannon, Clerk of the Commission