

180800A

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

February 21, 2019

1:00 PM

City Hall Auditorium

## City Commission

*Mayor Lauren Poe (At Large)  
Commissioner Helen Warren (At Large)  
Commissioner Gail Johnson (At Large)  
Commissioner Gigi Simmons (District 1)  
Commissioner Harvey Ward (District 2)  
Commissioner David Arreola (District 3)  
Mayor-Commissioner Pro Tem Adrian Hayes-Santos (District 4)*

*If you have a disability and need an accommodation in order to participate in this meeting, please contact the Office of Equal Opportunity at (352)334-5051 at least two business days in advance. TTY (Text Telephone Telecommunication Device) users please call 711 (Florida Relay Service). For Speech to Speech (STS) relay, please call 1-877-955-5334. For STS Spanish relay, please call 1-877-955-8773. For STS French Creole relay, please call 1-877-955-8707.*

**CALL TO ORDER - 1:02 PM**

**AGENDA STATEMENT**

**ROLL CALL**

**Present** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**INVOCATION**

**ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**

*Jo Beaty, Jim Konish and Gabe Hillel spoke to the matter.*

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Commissioner Arreola

[180753.](#)

**Joint Workshop with Utility Advisory Board (NB)**

**RECOMMENDATION** *The City Commission: 1) cancel the February 26, 2019, joint workshop between the City Commission and UAB; and 2) change the February 28, 2019, Commission workshop to a joint workshop with the UAB to discuss GRU's financial sustainability.*

**Approved as Recommended**

[180709.](#)

**Agreement between the City of Gainesville and Keep Alachua County Beautiful for FY19-FY20 (B)**

**This item is a request for the City Commission to approve the execution of an agreement with Keep Alachua County Beautiful in the amount of \$55,000 annually.**

**RECOMMENDATION** *The City Commission authorize the City Manager to execute the contract with Keep Alachua County Beautiful for the period of October 1, 2018 through September 30, 2020, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

[180715.](#)

**Partial Release of Easement - Lot 1 of Kingswood First Addition (B)**

**This item is a request to approve and authorize Partial Release of Easement over Lot 1 of Kingswood First Addition.**

**RECOMMENDATION**

*The City Commission: 1) approve the Partial Release of Easement over a portion of Lot 1 of Kingswood First Addition, Plat Book G, page 65; and 2) authorize the Mayor to execute and the Clerk to attest the Partial Release of Easement over a portion of Lot 1 of Kingswood First Addition, subject to the approval of the City Attorney as to form and legality.*

Approved as Recommended

[180645.](#)

**Authorization for Pavement Preservation Treatments (B)**

**This item is a request for the City Commission to approve the guaranteed maximum price of \$1,451,007 for Pavement Preservation Treatment Project under contract with the Construction Management Firm, DE Scorpio Corporation.**

**RECOMMENDATION**

*The City Commission: 1) approve the project task; 2) authorize the City Manager or designee to execute the appropriate construction documents with DE Scorpio Corporation, subject to City Attorney's approval as to form and Legality; and 3) authorize the City Manager to execute any and all related documents.*

Approved as Recommended

[180708.](#)

**Twelfth Amendment to the Contract for Professional Consulting Services for the Archer Road (SR 24) and SW 16th Ave (SR 226) Project (B)**

**This item is a request for the City Commission to approve the proposal and to execute the amendment for additional post design services work for the construction phase of the Archer Road project located between SW 16th Avenue and SW 13th Street. The work is proposed for the amount of \$36,801.76.**

**RECOMMENDATION**

*The City Commission: 1) authorize the City Manager to execute the Twelfth Amendment to the contract for Professional Consulting Services for the Archer Road (SR 24) and SW 16th Ave (SR 226) Project, subject to approval by the City Attorney as to form and legality; 2) authorize the City Manager to issue a modified purchase order in the amount not to exceed \$36,801.76 which represents the total for*

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*professional services included to date.*

**Approved as Recommended**

[180710.](#)

**Crises CoAg Grant - Center for Disease Control and Prevention through Florida Department of Health (B)**

**This item is a request for the City Commission to approve the submission and acceptance of a grant, awarded, from Center for Disease Control and Prevention (CDC) through the Florida Department of Health (FDOH).**

**RECOMMENDATION**

*The City Commission: 1) approve the submission and accept the grant; 2) authorize the City Manager to execute all related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[180712.](#)

**The Vector Control Collaborative (VCC), the National Association of County and City Health Officials (B)**

**This item is a request for the City Commission approve the submission and acceptance of a grant, if awarded, from the National Association of County and City Health Officials (NACCHO).**

**RECOMMENDATION**

*The City Commission: 1) approve the submission and accept the grant; 2) authorize the City Manager to execute all related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[180714.](#)

**Bid Award - Annual Contract for Redimix Concrete Material - Pick Up (B)**

**This item is a request for the City Commission to award the bid to Argos USA, LLC for Annual Redi-Mix Concrete - Pick Up.**

**RECOMMENDATION**

*The City Commission: 1) authorize the City Manager to execute contracts with Argos USA, LLC., subject to approval of the City Attorney as to form and legality; and 2) authorize the City Manager to execute the contracts and all related documents.*

**Approved as Recommended**

[180761.](#)

**Special Event Permits - Project Update (NB)**

**RECOMMENDATION**

*The City Commission refer to the General Policy Committee discussion of updating ordinances that relate to hosting*

*Special Events. Discussion to occur at the March 14, 2019, General Policy Meeting.*

**Approved as Recommended**

[180774.](#)

**Discussion of Updating Ordinances that Relate to Hosting Special Events**

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Referred to the General Policy Committee, due back on 4/30/2019. The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Commissioner Arreola

**180762.**

**GTEC Lease Agreement (NB)**

**RECOMMENDATION**      *The City Commission refer to the General Policy Committee discussion of the GTEC Lease Agreement which is set to expire on April 1, 2019. Discussion to occur at the March 14, 2019, General Policy Meeting.*

**Approved as Recommended**

[180775.](#)

**Discussion of the GTEC Lease Agreement which is Set to Expire on April 1, 2019 (NB)**

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Referred to the General Policy Committee, due back on 4/30/2019. The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Commissioner Arreola

[180754.](#)

**City Commission Minutes (B)**

**RECOMMENDATION**      *The City Commission approve the minutes of January 28 (2) and February 7, 2019.*

**Approved as Recommended**

[180763.](#)

**Non-Compliance with Attendance Requirements (B)**

**RECOMMENDATION**      *The City Commission approve the removal of Jason Diven and Matthew Gallagher from the Historic Preservation Board, effective immediately.*

Approved as Recommended

[180744.](#)

**Nominations - Library District Board of Trustees (B)**

**RECOMMENDATION**

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

Approved as Recommended

[180764.](#)

**Appointments to City Commission Advisory Boards and Committees (NB)**

**RECOMMENDATION**

*The City Commission appoint:  
Nora Kilroy as an Administrative Voting Member to the Student Community Relations Advisory Board for a term to expire 9/30/21*

*Jessica Wilson to the Nature Centers Commission for a term to expire 11/1/22*

*Allison Basker, Brent Hartman, Derriante Mitchell and Teresa (Terri) Weichman for a term to expire 11/1/22*

*Trish Everitt to Gainesville Art and Public Places Trust for a term to expire 9/30/20*

*James Moss to the Bicycle/Pedestrian Advisory Board for a term to expire 12/31/22*

*Donald Niemann to the Gainesville Cultural Affairs Board for a term to expire 9/30/2019*

*Marc Frank and Jason Smith to the Tree Advisory Board for a term to expire 1/1/22*

*Trista, Brophy-Duron, Devin Downs and Debra Krawczykiewicz to the City Beautification Board for a term to expire 11/1/22.*

Approved as Recommended

[180756.](#)

**Stephen P. Staal, MD v. City of Gainesville; Case No. 2017-CA-3456; Eighth Judicial Circuit, in and for Alachua County, Florida. (NB)**

**RECOMMENDATION**

*The City Commission 1) approve the terms of the negotiated settlement agreement; and 2) authorize the City Attorney to settle the claim of Stephen P. Staal, MD, arising from an accident that occurred on or about September 22, 2016.*

Approved as Recommended

**ADOPTION OF REGULAR AGENDA**

*Jo Beaty spoke to the matter.*

A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Warren, that this Matter be Adopted. The motion carried by the following vote:

Aye: 6 - Mayor Poe, Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

Absent: 1 - Commissioner Arreola

**GENERAL PUBLIC COMMENT - For items not on the agenda, limited to 3 minutes per citizen and not to exceed 30 minutes total**

*Jim Konish  
Gabe Hillel*

**BUSINESS DISCUSSION ITEMS - GRU and General Government items placed on the agenda by the Charter Officers or moved from Consent.**

**180711. Interlocal Agreement Between Alachua County and the City for Recycling Processing (B)**

**This item is a request for the City Commission to approve an Interlocal Agreement with Alachua County for the processing of recyclables generated by the City’s Solid Waste Residential Curbside Collection program.**

*Commissioner Arreola arrived at 1:20 PM.*

*Steve Joplin spoke to the matter.*

*Patrick Irby spoke to the matter.*

*Gabe Hillel spoke to the matter.*

**RECOMMENDATION** *The City Commission authorize the City Manager to execute the Interlocal Agreement between Alachua County and the City of Gainesville for Recycling Processing through September 30, 2019, subject to approval by the City Attorney as to form and legality.*

A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Warren, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**180745 ITN Award - Enterprise Resource Planning (ERP) Product Solution(s) and Implementation Services. Bid # CMGR-180083-MS (B)**

**This item is a request for the City Commission to authorize the ITN award**

**to Workday, Inc. to provide the City the ERP Software Product and Implementation Services.**

*Lucian Badea made a presentation.*

*Ginny Ahuga spoke to the matter.*

*Gabe Hillel spoke to the matter.*

**RECOMMENDATION**      *That the City Commission: 1) approve the Award to Workday, Inc.; 2) authorize the City Manager to execute all related documents, including contract, amendments and extensions, subject to approval by the City Attorney as to form and legality.*

**A motion was made by Commissioner Warren, seconded by Commissioner Johnson, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

[180703.](#)

**Annual Follow-up on Outstanding Recommendations from Previous Engagements (B)**

*Qian Yuan made a presentation.*

*Gabe Hillel spoke to the matter.*

**RECOMMENDATION**      *The City Auditor recommends that the City Commission accept the City Auditor's report.*

**A motion was made by Commissioner Warren, seconded by Commissioner Ward, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

[180693.](#)

**GRU's Budget Calendar (NB)**

**RECOMMENDATION**      *The City Commission:*

1) *Approve the schedule of workshops with for discussion of GRU's proposed FY2020 budget;*  
2) *Approve the requested special meeting with the City Commission for approval of GRU's budget.*

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos



[180657.](#)**Charter Officers' Annual Performance Evaluation Process (B)**

*Motion: Accept timeline and framework for Charter Officer evaluations.*

*Lisa Jefferson spoke to the matter.*

*Gabe Hillel spoke to the matter.*

**RECOMMENDATION**

*The City Commission engage in a discussion with Human Resources regarding the Charter Officer performance evaluation timeline and scoring criteria and to provide consistency and clarity to the Charter Officer evaluation process overall.*

**A motion was made by Commissioner Arreola, seconded by Mayor-Commissioner Pro Tem Hayes-Santos, that this Matter be Approved, as shown above. The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, and Mayor-Commissioner Pro Tem Hayes-Santos

**Nay:** 1 - Commissioner Simmons

[180765.](#)**Discussion of Commission Summer Recess (NB)**

*Gabe Hillel spoke to the matter.*

**RECOMMENDATION**

*The City Commission direct the Clerk to cancel all City Commission and committee meetings from June 24 - July 12, 2019.*

**A motion was made by Commissioner Simmons, seconded by Commissioner Ward, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**COMMISSION COMMENT**

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward: Direct staff to begin an education campaign related to the Charter Review Commission. Motion passed 7-0. Gabe Hillel spoke to the matter.*

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Warren: 1) Draft a formal resolution against arming teachers in schools for the next meeting, take official stance against the bill today, direct state lobbyists to begin opposing the bill and send a letter to the state legislative delegation opposing the bill. Motion passed 7-0.*

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward: 1) Authorize Clerk to schedule a date in May for a mental health symposium and to serve as a Co-Sponsor for a Mental Health Symposium; and 2) Authorize Mayor*

to work with service providers to discuss where we are and discuss needs and challenges. Motion passed 7-0.

Motion by Commissioner Arreola, seconded by Mayor-Commissioner Pro Tem Hayes-Santos: The City to participate in National Day of Peace. Motion passed 7-0.

Motion by Commissioner Johnson, seconded by Commissioner Ward: Schedule a time frame for the Equity/Equality Conference in November and direct staff to work with Commissioner Johnson for a timeline, framework to include funding sources and securing sponsors for event with updates provided to the Commission. Motion passed 7-0.

Commissioner Arreola: 1) inquiring about paperless billing for GRU. Ed Bielarski mentioned that will be discussed at the 2/28 Joint City/UAB workshop; and 2) Spoke to business owners regarding the plastic ban and they're requesting education materials to be able to pass out to their customers. Also businesses are requesting an extension on the timeline because of difficulties locating vendors.

Commissioner Ward: Looking forwarding to having the discussion on the plastic ban and to further discuss the hardships and exemptions.

Commissioner Warren: 1) Thanks to staff and Commissioners who participated in the Affordable Housing Workshop; 2) Would also like staff to continue adding additional drop off locations in the first mile, last mile program for people needing to be dropped off at other locations than the Rosa Parks transfer station; 3) Would like the city to consider a peace pole possibly at Bo Didley; 4) Appreciates the discussion of vendor assistance, but has concerns about the city helping broker deals regarding to purchasing. It may be best to set up a Facebook page or something similar to help share information among businesses who need assistance getting the proper supplies; and 5) Dignity Village 2nd Generation is doing an impressive job working with those in need to provide bikes, cars and helping prepare budgets and support other needs.

Commissioner Johnson: Agrees that the city should allow vendors to work with businesses to find the needed levels of supply regarding the plastic ban before committing staff time to help.

Commissioner Simmons: 1) Wants the OEO to work with small and minority business owners in conjunction with communications to be sure information is getting out to them regarding the plastic ban; 2) Also wants to know how/if we let food truck vendors know about the ban and how we plan to inform them of the new restrictions; 3) Kudos to the RTS first mile, last mile program; had a blast on a 7am ride along and residents are benefitting and happy about this new service; and 4) Kudos also to the Commissioner Johnson, Nkwanda Jah and the wonderful speaker who presented at the Food Desert meeting.

Mayor Commissioner Pro Tem Hayes-Santos: Wanted to clarify that OEO did reach out to small/minority business owners before the ordinance was passed.

Mayor Poe: 1) Member of the US Conference of Mayors - potential grant application, winners would get 150k and 50k for outstanding achievement in neighborhood stabilization, economic development, job creation categories. Give to City Manger for review; 2) letter from the SBAC to be exempted from styrofoam ban. Elementary children still being served on styrofoam ban. Wants more information before a decision. Ask Dan Hoffman to reach out to find out need and report back and include

in next meeting discussion; 3) Bill allowing guns in schools of Alachua County - not doing it. We should lend our support. Take official position with no guns in schools, especially a trained law enforcement officer, city support to oppose; 4) preliminary meetings re: mental health services bring community together. Co-sponsor a mental health symposium in May; and 5) invite to participate in National Day of Peace September 20, 2019. Wants a proclamation and wants city to participate.

[180779.](#)

### Peace Pole

RECOMMENDATION

*Refer to Committee*

**A motion was made by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Hayes-Santos, that this Matter be Referred to the General Policy Committee, due back on 4/30/2019. The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**RECESS - 3:13 PM**

**RECONVENE - 5:34 PM**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[180755.](#)

### **The Tenth Annual Cinema Verde International Environmental Film and Arts Festival (B)**

*Mayor-Commissioner Pro Tem Hayes-Santos arrived at 5:36 PM.*

RECOMMENDATION

*Trish Riley to receive proclamation*

**Heard**

**GENERAL PUBLIC COMMENT - For items not on the agenda, limited to 3 minutes per citizen and not to exceed 30 minutes total**

*Gabe Hillel  
Wilbur Holloway  
Mark Van Soestbergen  
Jim Konish  
Walter Williard*

*Commissioner Ward arrived at 5:50 PM.*

**RESOLUTIONS - ROLL CALL REQUIRED**

[180747.](#)**Resolution Authorizing the Issuance of City of Gainesville Utility System Revenue Bonds 2019 Series A and 2019 Series B (B)**

*Claudia Rasnick gave an introduction.*

*Chris Lover made a presentation.*

*Mr. Weiner spoke to matter.*

*Don Fields, Walter Williard and Christina Fields spoke to the matter.*

**RECOMMENDATION**

*The City Commission approve the Thirtieth Supplemental Utilities System Revenue Bond Resolution and thereby approve the issuance and sale of the 2019 Series A and 2019 Series B Bonds to the underwriters and approve the forms of the Bond Purchase Contract, Preliminary Official Statement, and Continuing Disclosure Certificate, and authorize the execution and delivery thereof, subject to approval of the City Attorney as to form and legality.*

*The UAB advises that the City Commission approve the staff recommendation.*

**A motion was made by Commissioner Johnson, seconded by Commissioner Warren, that this Matter be Adopted (Resolution). The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

[180767.](#)**City Commission Rules Update (B)****RECOMMENDATION**

*The City Commission amend its rules to add General Policy Committee agenda review immediately following agenda review for the City Commission meetings.*

**A motion was made by Commissioner Johnson, seconded by Commissioner Arreola, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

**PUBLIC HEARINGS****ORDINANCES, 2ND READING - ROLL CALL REQUIRED**[171078.](#)**Ordinance Amending Local Business Tax Code Provisions (B)**

## Ordinance No. 171078

An ordinance of the City of Gainesville, Florida, amending sections 25-45, 25-50 and 25-50.1 of the Code of Ordinances related to the Local Business Tax to conform to statutory amendments and sunset provisions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**        *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Johnson, seconded by Commissioner Arreola, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 5 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, and Commissioner Simmons

**Absent:** 2 - Mayor Poe, and Mayor-Commissioner Pro Tem Hayes-Santos

[170971.](#)**Text Change - Amending the Land Development Code Relating to Tree Regulations (B)**

## Ordinance No. 170971

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) relating to tree regulations; by amending Section 30-4.9 and Section 30-4.13 to incentivize the preservation of trees with bonus residential density; by amending Section 30-8.7 relating to tree mitigation; by amending Section 30-8.9 to clarify tree size required with development; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

**RECOMMENDATION**        *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 5 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, and Commissioner Simmons

**Absent:** 2 - Mayor Poe, and Mayor-Commissioner Pro Tem Hayes-Santos

[170974.](#)**Text Change - Amending Urban Standards in the Land Development Code (B)**

## Ordinance No. 170974

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) relating to urban development standards; by amending definitions in Section 30-2.1; by amending Section 30-3.49 to clarify the review and approval of master plans; by amending

Section 30-3.56 to clarify the selection of hearing officers; by amending Section 30-4.3 relating to parcels divided by district boundaries; by amending Section 30-4.8 to eliminate a provision on rounding the calculation for maximum bedrooms limit; by amending Section 30-4.13 to eliminate a first floor elevation standard for buildings within the transect zoning districts; by amending Section 30-4.15 to add a standard for active ground-floor uses in buildings with ground-floor parking on local streets; by amending Section 30-4.20 to correct a scrivener's error regarding the bonus height limit for buildings within the Office (OF) zoning district; by amending Section 30-4.24 to make building height limits within the Medical Services (MD) zoning district consistent with the Comprehensive Plan; by amending Section 30-5.37 to correct scrivener's errors relating to home occupation permits; by amending Section 30-5.40 relating to form standards for outdoor cafes; by amending Section 30-5.44 relating to form standards for sidewalk cafes; by amending Section 30-7.7 to add regulations to residential parking during University of Florida events; by amending Section 30-8.3 to correct an outdated reference to the Gainesville Regional Airport master plan; by amending Section 30-8.29 to correct a scrivener's error relating to floodplain inspections; by amending Section 30-9.2 to clarify the applicability of the sign code; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

*Andrew Persons spoke to the matter.*

**RECOMMENDATION**            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Johnson, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Commissioner Arreola

[170975.](#)

**Text Change - Amending the Land Development Code to Allow Certain Uses in the U4, U6, U7, U8, U9, and DT Zoning Districts and to Correct Scrivener's Errors (B)**

Ordinance No. 170975

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to add outdoor recreation as a permitted use by right in the Downtown (DT) zoning district, to add health services as a permitted use by right in the Urban 6 (U6), Urban 7 (U7), Urban 8 (U8), Urban 9 (U9), and Downtown (DT) zoning districts, to change Personal Services from a use allowable by Special Use Permit to a use allowable by right in the Urban 4 (U4) zoning district, and to correct scrivener's errors; providing directions to the codifier; providing a severability clause; providing a repealing

clause; and providing an effective date.

**RECOMMENDATION**            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Johnson, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**180416.**

**Voluntary Annexation - 5.07 Acres Located SW of the Intersection of NW 43rd ST and NW 39th AVE (B)**

Ordinance No. 180416

An ordinance of the City of Gainesville, Florida, annexing approximately 5.07 acres of privately-owned property that is generally located south of NW 39th Avenue, west of NW 45th Street, north of parcel number 06111-007-000, and east of parcel number 06112-010-046, as more specifically described in this ordinance, as petitioned for by the property owner pursuant to Chapter 171, Florida Statutes; making certain findings; providing for inclusion of the property in Appendix I of the City Charter; providing for land use plan, zoning, and subdivision regulations, and enforcement of same; providing for persons engaged in any occupation, business, trade, or profession; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**180538.**

**Voluntary Annexation - 3.987 Acres of Property North of SW Archer Road and East of SW 50th Street (B)**

Ordinance No. 180538

An ordinance of the City of Gainesville, Florida, annexing approximately 3.987 acres of privately-owned property that is generally located south of Oak Park Village and tax parcel 06916-000-000, west of SW 47th Street, north of SW Archer Road, and east of SW 50th Street, as more specifically described in this ordinance, as petitioned for by the property owner(s) pursuant to Chapter 171, Florida Statutes; making certain findings; providing for inclusion of the property in Appendix I of the City Charter; providing for land use plan, zoning, and subdivision regulations, and enforcement of same; providing for persons engaged in any

occupation, business, trade, or profession; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Simmons, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Commissioner Johnson

## **ORDINANCES, 1ST READING - ROLL CALL REQUIRED**

### **180102.**

#### **Update of the 5-Year Schedule of Capital Improvements in the Capital Improvements Element of the Comprehensive Plan (B)**

Ordinance No. 180102

An ordinance of the City of Gainesville, Florida, updating Table 14: 5-Year Schedule of Capital Improvements in the Capital Improvements Element of the Comprehensive Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Andrew Persons made a presentation.*

*Dan Hoffman spoke to the matter.*

**RECOMMENDATION**            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Hayes-Santos, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

### **180559.**

#### **Quasi-Judicial - Rezoning 20 Acres Located at 4500 NW 27th Avenue (B)**

Ordinance No. 180559

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 20 acres of property generally located at 4500 NW 27th Avenue, as more specifically described in this ordinance, from Planned Development District (PD) to General Office District (OF); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.



*Meghan Echols made a presentation.*

*Clay Swager made a presentation.*

**RECOMMENDATION**

*The City Commission adopt the proposed ordinance.*

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Poe, Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**GENERAL PUBLIC COMMENT - For items not on the agenda, limited to 3 minutes per citizen and not to exceed 30 minutes total**

*Gabe Hilel*

**COMMISSION COMMENT**

**ADJOURNMENT - 7:57 PM**