

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

Thursday, January 7, 2016

1:00 PM

City Hall Auditorium

City Commission

Mayor Ed Braddy (At Large)
Commissioner Harvey Budd (At Large)
Commissioner Helen Warren (At Large)
Commissioner Charles Goston (District 1)
Commissioner Todd Chase (District 2)
Mayor-Commissioner Pro Tem Craig Carter (District 3)
Commissioner Randy Wells (District 4)

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 - 1:05 PM

Present 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

AGENDA STATEMENT

INVOCATION

Prophet George Young

ADOPTION OF THE CONSENT AGENDA (Including both General Government and Gainesville Regional Utilities items)

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

Aye: 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd

Absent: 1 - Commissioner Goston

CITY MANAGER, CONSENT AGENDA ITEMS

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

150654. Resignation of Scott Gill from the Historic Preservation Board (B)

RECOMMENDATION *The City Commission accepts the resignation of Scott Gill, effective immediately.*

Approved as Recommended

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE UTILITY REGULAR AGENDA (Read if any, each item added or modified)

Commissioner Wells arrived at 1:08 PM.

Kali Blount spoke to the matter.

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

Aye: 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

UTILITY-RELATED CITIZEN COMMENT (not to exceed 30 minutes in length)

*Debbie Martinez
Jim Konish
Paula Stahmer
Donald Shepherd
Kali Blount
Pamela Mincey
Nathan Skop
Ernesto Martinez*

GENERAL MANAGER FOR UTILITIES

150663. Update on GREC Arbitration (NB)

Jim Konish, Gabe Kaimowitz, Debbie Martinez, Ray Washington, Paula Stahmer, Ernesto Martinez, Nathan Skop and Donald Shepherd spoke to the matter of GRU's decision to forego arbitration participation over Construction Cost Adjuster.

Jim Konish, Ray Washington, Gabe Kaimowitz, Mac McEachern, Paula Stahmer, Barry Clausen, Jo Beaty, Donald Shepherd and Ernesto Martinez spoke to the matter of planned discussions with GREC on possible purchase of facility.

RECOMMENDATION *The City Commission hear an update on GRU's decision to forego arbitration participation over Construction Cost Adjuster, along with planned discussions with GREC on possible purchase of facility.*

Heard

UTILITY COMMITTEE REPORTS (PULLED FROM CONSENT)

UTILITY ADVISORY BOARD/COMMITTEE REPORTS. Reports must be placed on the agenda by Charter Officer, through staff liaison after approval by Board/Committee.

UTILITY-RELATED ITEMS FROM OUTSIDE AGENCIES. Must be submitted by a Charter Officer. Update limited to ten (10) minutes.

UTILITY-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION

UTILITY-RELATED COMMISSION COMMENTS (if time permits)

Motion by Commissioner Warren, seconded by Commissioner Budd to extend the timeframe for Utility Board applications (30 days) utilizing the resources of the City Manager and General Manager for help and submitting a press release. Motion passed 6-0, with Mayor-Commissioner Pro Tem Carter absent.

GENERAL GOVERNMENT items of a time-sensitive or important nature or pulled from Consent. Must be submitted or pulled by the Mayor, a City Commissioner or a Charter Officer.

RECESS - 4:00 PM

RECONVENE - 5:38 PM

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by Commissioner or Charter Officer

[150650.](#) **Arbor Day - January 21, 2016 (B)**

RECOMMENDATION *Planning and Development Services Department Urban Forestry Inspector Earline Luhrman and City Beautification Board Chair Tricia Peddicord to accept the proclamation.*

Heard

[150651.](#) **King Celebration 2016 - January 10-18, 2016 (B)**

RECOMMENDATION *Honorable Rodney Long to accept the proclamation.*

Heard

[150652.](#) **Martin Luther King, Jr. Hall of Fame Day - January 10, 2016 (B)**

RECOMMENDATION

Honorable Rodney Long to accept the proclamation.

Heard

[150653.](#)

Gainesville Arts and Parks Foundation Day - January 7, 2016 (B)

RECOMMENDATION

Gainesville Arts and Parks Foundation President Augi Lye, Vice President Dr. Steven Yucht and Treasurer Albert Wright to accept the proclamation.

Heard

CITIZEN COMMENT (to end at a time certain of 6:30pm or at such later time as allows for 30 minutes of citizen comment)

Paul Folkers made a presentation.

- Jim Konish*
- John Davies*
- Vanessa Anthony*
- Jancie Vincent*
- Paula Stahmer*
- Gabe Kaimowitz*
- Jeremiah Tattersall*
- Kali Blount*
- Nathan Skop*
- Kevin Thorpe*
- Sheila Payne*
- Lauren Byers*
- Daniel Harmeling*
- Jonathan Ortiz*
- Natonya Parasontos*
- Faith Bennett*
- Marisol Silva*
- James Ingill*
- Donald Shepherd*
- Jo Beaty*
- Kim Popejoy*

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

ADOPTION READING-ROLL CALL REQUIRED

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[150302.](#)

QUASI-JUDICIAL - CORRECTING THE UNIVERSITY HEIGHTS HISTORIC DISTRICT-NORTH MAP BY DELETING AN INCORRECT DEPICTION OF A CONTRIBUTING STRUCTURE

LOCATED AT 1015 NW 3RD AVENUE (B)

Ordinance No. 150302, Petition PB-15-66 MSC

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, to correct the University Heights Historic District-North map by deleting an incorrect depiction of a contributing structure located at 1015 NW 3rd Avenue; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Jason Simmons made a presentation.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-15-66 MSC; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

[150444.](#)**LAND USE CHANGE - 1600 BLOCK OF SE 8TH AVENUE (B)**

Ordinance No. 150444, Petition PB-15-89 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 15 acres of property that is generally located in the 1600 block of SE 8th Avenue, as more specifically described in this ordinance, from Residential Medium-Density (RM) to Residential Low-Density (RL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Dean Mimms and Mike Beard made presentations.

Gabe Kaimowitz and Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-15-89 LUC; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Goston, that this Matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

[150445.](#)**QUASI-JUDICIAL - REZONING - 1600 BLOCK OF SE 8TH AVENUE (B)**

Ordinance No. 150445, Petition No. PB-15-90 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 15 acres of property that is generally located in the 1600 Block of SE 8th Avenue, as more specifically described in this ordinance, from Multiple-Family Medium-Density Residential District (RMF-7) to Residential Low-Density District (RMF-5); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-15-90 ZON; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Commissioner Goston, that this Matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

Absent: 1 - Commissioner Chase

[150606.](#)

QUASI-JUDICIAL - HISTORIC PROPERTY TAX EXEMPTION - 1039 NE 3rd STREET (B)

Ordinance No. 150606

An ordinance of the City of Gainesville, Florida, finding that property located at 1039 NE 3rd Street, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2016, and continuing for 10 years under certain conditions; authorizing the Mayor and the Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

Jason Simmons made a presentation.

Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.*

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Goston

Absent: 1 - Commissioner Budd

[150607.](#)

QUASI-JUDICIAL - HISTORIC PROPERTY TAX EXEMPTION - 825

NE 3rd AVENUE (B)

Ordinance No. 150607

An ordinance of the City of Gainesville, Florida, finding that property located at 825 NE 3rd Avenue, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2016, and continuing for 10 years under certain conditions; authorizing the Mayor and the Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

Jason Simmons made a presentation.

RECOMMENDATION

The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.

A motion was made by Commissioner Wells, seconded by Commissioner Warren, that this Matter be Adopted on First Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

ORDINANCES, 2ND READING- ROLL CALL REQUIRED**PLAN BOARD PETITIONS**

[150559.](#)

Vacate the right-of-way to remove platted streets (B)

Petition PB-15-121 SVA. City of Gainesville. Vacation of right-of-way to remove platted streets on a property that is currently used as a public park and stormwater basin. Located in the 500-700 block west of SW 6th Street. **ESTIMATED STAFF PRESENTATION 5 MINUTES******

Dean Mimms and Estelle Lens made presentations.

RECOMMENDATION

City Plan Board to City Commission - Approve Petition PB-15-121 SVA and find that the right-of-way for these platted public streets no longer serves a public purpose.

Staff to City Commission - The City Commission approve Petition PB-15-121 SVA and find that the right-of-way for these platted public streets no longer serves a public purpose.

Staff to City Plan Board - Approve Petition PB-15-121 SVA and find that the right-of-way for these platted public streets no longer serves a public purpose.

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

Aye: 6 - Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

Absent: 1 - Mayor Braddy

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

150636. City Commissioner Todd Chase - City Manager Search Process (NB)

Cheryl McBride made a presentation.

Motion: Renew search for City Manager and take action deemed necessary as soon as possible.

Gabe Kaimowitz and Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission discuss the City Manager Search Process and take action deemed appropriate.*

A motion was made by Commissioner Warren, seconded by Commissioner Chase, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

UNFINISHED BUSINESS

COMMISSION COMMENT

Mayor-Commissioner Pro Tem Carter - Speaker this afternoon

Commissioner Chase - 1) City Manager search and 2) Downtown Wifi

Commissioner Goston - Telephone Scam - Alternative Energy

CITIZEN COMMENT (If time permits)

*Donald Shepherd
Jim Konish*

ADJOURNMENT - 9:20 PM

