

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

November 3, 2016

1:00 PM

**MODIFIED AGENDA**

**City Hall Auditorium**

## **City Commission**

*Mayor Lauren Poe (At Large)*  
*Commissioner Harvey Budd (At Large)*  
*Mayor-Commissioner Pro Tem Helen Warren (At Large)*  
*Commissioner Charles Goston (District 1)*  
*Commissioner Todd Chase (District 2)*  
*Commissioner Craig Carter (District 3)*  
*Commissioner Adrian Hayes-Santos (District 4)*

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**CALL TO ORDER - 1:01 PM**

**Present** 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

**AGENDA STATEMENT**

**INVOCATION**

**PROPHET GEORGE YOUNG**

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

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

**Aye:** 6 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren

**Absent:** 1 - Commissioner Carter

[150179.](#)

**First Amendment to McGurn License Cancellation and Termination Agreement (B)**

**This is a request for the City Commission to approve a First Amendment to the McGurn License Cancellation and Termination Agreement.**

RECOMMENDATION

*The City Commission: 1) approve the First Amendment to License Cancellation and Termination Agreement contingent upon closing on the sale of Lot #10 property to Horizon Hospitality Management, Inc.; and 2) authorize the City Manager to execute this agreement subject to review by the City Attorney as to form and legality and deliver it with payment upon the closing on the sale of Lot #10.*

**Approved as Recommended**

[160327.](#)

**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.**

**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, 2018 subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[160394.](#)

**State Lobbying and Advocacy Services for the City of Gainesville and Gainesville Regional Utilities (B)**

**This item is to request renewal of the State lobbyist contract with William J. Peebles of Peebles and Smith, Inc.**

**RECOMMENDATION**

*The City Commission renew the contract with Peebles and Smith, Inc. for FY 2016-17.*

**Approved as Recommended**

[160456.](#)

**Programming at Wilhelmina Johnson Resource Center by the Cultural Arts Coalition (B)**

**This is a request to accept the bid proposal made by the Cultural Arts Coalition to provide educational programming at the Wilhelmina Johnson Resource Center.**

**RECOMMENDATION**

*The City Commission approve the selection of Cultural Arts Coalition, Inc. to be the provider of educational programming at Wilhelmina Johnson Resource Center and authorize the City Manager or his designee to enter into a contract with the CAC, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[160475.](#)

**Human Resources Policy E-7: Outside Employment or Business Activity (B)**

**This is a request for the City Commission is to amend HR Policy E-7: Outside Employment or Business Activity.**

**RECOMMENDATION**

*The City Commission approve revisions to Human Resources Policy E-7.*

**Approved as Recommended**

[160507.](#)

**City Commission Minutes (B)****RECOMMENDATION**

*The City Commission approve the minutes of October 6, and October 20, 2016.*

**Approved as Recommended**

[160503.](#)

**Resignation of Mary Held from the City Beautification Board (B)**

RECOMMENDATION            *The City Commission accept the resignation of Mary Held, effective immediately.*

**Approved as Recommended**

160515.

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

RECOMMENDATION            *The City Commission appoint:  
Lissa Campbell for reappointment to the City Beautification Board for a term to expire 11/1/19  
Frederick Sowder and Gracy Castine to the Gainesville/Alachua County Cultural Affairs Board for a term to expire 9/30/19  
Amanda Williams to the Citizen Advisory Committee for Community Development for a term to expire 11/1/19  
Martha Miller for reappointment to the Regional Transit System for a term to expire 9/30/19  
Joseph Floyd to the Bicycle/Pedestrian Advisory Board to fill a vacancy for a term to expire 12/31/18.*

**Approved as Recommended**

**ADOPTION OF REGULAR AGENDA**

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

**Aye:** 6 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren

**Absent:** 1 - Commissioner Carter

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

*Jim Konish  
Kali Blount  
Antonia Mangiola  
Scott Hesch*

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

160500.

**Audit of Vehicle Fuel Process (B)**

*Commissioner Carter arrived at 1:33 PM.*

*Brecka Anderson made a presentation.*

*Jim Konish and Kali Blount spoke to the matter.*

RECOMMENDATION            *The City Auditor recommends that the City Commission*

*accept the City Auditor's report and the City Manager's response.*

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

**Aye:** 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160501.](#)

**Audit of GRU SAP Upgrade - Interim Report I (B)**

*Ron Ison and Justin Locke made presentations.*

*Jim Konish spoke to the matter.*

**RECOMMENDATION**      *The City Auditor recommends that the City Commission accept the City Auditor's report and the General Manager's response.*

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

**Aye:** 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160513.](#)

**General Policy Committee Referral List (B)**

*Motion by Commissioner Carter, seconded by Mayor-Commissioner Pro Tem Warren to add "Road Safety" to Item No. 140699, and combining with Item No. 160045 (Comprehensive Plan and Complete Streets). Motion passed 7-0.*

*Motion by Commissioner Carter, seconded by Commissioner Hayes-Santos to approve removing Item No's. 140293, 160390 and 160391 from the GPC referral list. Motion passed 7-0.*

*Jim Konish, Kevin Monroe and Maureen Tartaglione spoke to the matter.*

**RECOMMENDATION**      *The City Commission discuss the General Policy referral list and take action deemed appropriate.*

**Approved as shown above.**

[160518.](#)

Electric Utility in Florida and Deregulation/Choice

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Commissioner Chase, seconded by Commissioner Carter, that this Matter be Referred to the General Policy Committee, due back on 4/30/2017. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Goston, Commissioner Chase, Mayor Poe, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

Nay: 2 - Commissioner Budd, and Commissioner Hayes-Santos

**COMMITTEE DISCUSSION ITEMS - Items placed on the agenda by the Audit & Finance Committee or General Policy Committee or moved from Consent**

**OTHER POLICY DISCUSSION ITEMS - If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs**

**INFORMATIONAL PRESENTATIONS - Items that do not request or require any Commission action. If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs.**

**RECESS -3:06 PM**

**RECONVENE - 5:33 PM**

**PLEDGE OF ALLEGIANCE**

**Mr. Bob Gasche**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[160502.](#) **Veterans Day - November 11, 2016 (B)**

RECOMMENDATION

*Gator Detachment of the Marine Corp League Bob Gasche to accept the proclamation.*

Heard

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

*Beverly Craig  
Gabe Kaimowitz  
Larry McDaniel  
Edward Earl Young  
Jim Konish  
John Davies*

**PUBLIC HEARINGS**

**RESOLUTIONS - ROLL CALL REQUIRED****ORDINANCES, 1ST READING - ROLL CALL REQUIRED****160430. AMENDMENTS TO ELECTIONS CODE RELATING TO RUNOFF ELECTIONS AND EARLY VOTING (B)**

Ordinance No. 160430

An ordinance of the City of Gainesville, Florida, amending Chapter 9 of the Code of Ordinances relating to elections; amending Section 9-2 to provide that runoff elections shall be held on the sixth Tuesday following the first election and to provide that the election ordinance adopted each year shall provide the dates for early voting; amending Section 9-6.5 as it relates to early voting; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

*Jim Konish spoke to the matter.*

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

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

**Aye:** 5 - Commissioner Goston, Commissioner Budd, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren

**Absent:** 2 - Commissioner Chase, and Commissioner Carter

**160433.****APPENDIX A - SCHEDULE OF FEES, RATES AND CHARGES - LANDLORD PERMITS (B)**

Ordinance No. 160433

An ordinance of the City of Gainesville, Florida, amending the fees for landlord permits in Appendix A - Schedule of Fees, Rates and Charges of the Code of Ordinances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Chris Cooper made a presentation.*

*Jim Konish and Charles Williams spoke to the matter.*

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

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

**Aye:** 5 - Commissioner Goston, Commissioner Budd, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren

**Absent:** 2 - Commissioner Chase, and Commissioner Carter

**ORDINANCES, 2ND READING - ROLL CALL REQUIRED**

[160216.](#)

**VOLUNTARY ANNEXATION - 100 ACRES OF PROPERTY  
SOUTHWEST OF THE CURRENT CITY BOUNDARY (B)**

Ordinance No. 160216

An ordinance of the City of Gainesville, Florida, annexing approximately 100 acres of city-owned and privately-owned property that is generally located south of Tax Parcel No. 07240-049-000 and the existing City of Gainesville boundary, west of SW 41st Boulevard and Interstate 75, north of SW Williston Road, and east of SW 75th 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.

*Wendy Thomas made a presentation.*

RECOMMENDATION            *The City Commission adopt the proposed ordinance.*

**A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Goston, that this item be continued until November 17, 2016. The motion carried by the following vote:**

**Aye: 5 - Commissioner Budd, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter and Mayor-Commissioner Pro Tem Warren.**

**Absent: 2 - Commissioner Chase and Commissioner Carter.**

**PLANNING PETITIONS**

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

**COMMISSION COMMENT**

*Commissioner Budd: 1) Proclamation criteria; 2) Garbage truck accident; 3) St.*



*Augustine Bus (22-seat bus - "Sunshine Bus Company"); and 4) Opportunity zones - focusing on east Gainesville.*

*Commissioner Goston: 1) Eastside development; 2) Lucius Mitchell proclamation; and 3) Bus service for the disabled.*

*Commissioner Hayes-Santos - MV transit.*

*Mayor-Commissioner Pro Tem Warren: 1) Tax credits for housing; and 2) Wild Spaces/Public Places.*

**ADJOURNMENT - 6:52 PM**

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**Kurt Lannon, Clerk of the Commission**