

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

September 1, 2016

1:00 PM

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 - 1:04 PM

- Present** 6 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren
- Absent** 1 - Commissioner Carter

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 Budd, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:

- Aye:** 4 - Commissioner Budd, Commissioner Chase, Mayor Poe, and Mayor-Commissioner Pro Tem Warren
- Absent:** 3 - Commissioner Goston, Commissioner Hayes-Santos, and Commissioner Carter

[150167.](#)

Review of the Tree Ordinance -- Expansion of the Uses of the Tree Mitigation Fund (B)

This is a request for the City Commission to refer the review and discussion of expanding the possible uses of the Tree Mitigation Fund to the Tree Advisory Board.

RECOMMENDATION

The City Commission refer the review of the Tree Ordinance expansion of the uses of the tree mitigation fund to the General Policy Committee.

Approved as Recommended

[160238.](#)

Request to Reallocate Capital Improvement Project Funds to Replace Equipment at Parks, Recreation and Cultural Affairs Facilities and Parks (NB)

This is a request to use unexpended Capital Improvement Project (CIP) funds, which were allocated for specific items, for general equipment needs.

RECOMMENDATION

The City Commission approve reallocation of remaining funds from the existing AED project to be used for PRCA Equipment Maintenance and Replacement.

Approved as Recommended

160256.**Transit Services Agreements with Alachua County Board of County Commissioners (B)**

This item is a request to authorize the City Manager to execute the Base Level Transit Services Agreement and the Route 75 Transit Services Agreement. Both Agreements are between the City of Gainesville Regional Transit System (RTS) and the Alachua County Board of County Commissioners (BoCC).

RECOMMENDATION

The City Commission: 1) authorize the City Manager or his designee to execute the Base Level Transit Services Agreement with Alachua County Board of County Commissioners (BoCC) for the period of October 1, 2016 through September 30, 2017, subject to approval by the City Attorney as to form and legality; and 2) authorize the City Manager or his designee to execute the Route 75 Transit Services Agreement with Alachua County Board of County Commissioners (BoCC) for the period of October 1, 2016 through September 30, 2017, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

160290.**Bid Award - Annual Contract for Citywide Sidewalk Construction/Replacement Services for FY 2017 (B)**

This item is a request for the City Commission to authorize the bid award to the primary vendor Professional Services Group, LLC and the secondary vendor Hicks Seal Coating and Striping, LLC for the annual contract for sidewalk construction/ replacement services for FY 2017.

RECOMMENDATION

The City Commission: 1) approve the primary bid award to Professional Services Group, LLC and the secondary bid award to Hicks Seal Coating and Striping, LLC, for Annual Sidewalk Construction/Replacement Services for FY 2017; and 2) authorize the City Manager to execute an annual services contract with Professional Services Group, LLC and Hicks Seal Coating and Striping, LLC, and any necessary documents, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

160298.**Agreement Between the School Board of Alachua County (SBAC) and the City of Gainesville for the School Resource Officer Program (B)**

This is a request for City Commission approval for the continuation of the Gainesville Police Department's agreement with the School Board of Alachua County (SBAC) for the School Resource Officer Program for Fiscal Year 2017.

RECOMMENDATION

The City Commission: 1) approve the agreement in the amount of \$372,665.54 between the City of Gainesville and the Alachua County School Board for the School Resource Officer Program; and 2) authorize the City Manager to accept and execute any other necessary documents subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[160301.](#)

Agreement Between the School Board of Alachua County and the City of Gainesville for Teachers at the Reichert House (B)

This is a request for the City Commission to approve billing the School Board of Alachua County (SBAC) for three (3) part time teachers at the Reichert House.

RECOMMENDATION

The City Commission: 1) approve the billing for up to three part time teachers to the School Board of Alachua County for the afterschool and summer program at the Reichert House; and 2) to authorize the City Manager to execute the Memorandum of Understand subject to approval of the City Attorney as to form and legality.

Approved as Recommended

[160291.](#)

Traffic Engineering Services Agreement between the City of Gainesville and Alachua County for FY 2017 (B)

This item is an agreement between the City of Gainesville (City) and Alachua County (County) for traffic engineering services in the amount of \$208,047 in revenue to the City during FY17.

RECOMMENDATION

The City Commission authorize the City Manager to execute the renewal agreement for Traffic Engineering Services between the City of Gainesville and Alachua County for the period of October 1, 2016 to September 30, 2017, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[160262.](#)

Purchase of MIMS Mobile Software (NB)

RECOMMENDATION

The Board recommend that the City Commission: 1) authorize the General Manager, or his designee, to execute a five-year master service agreement and an enterprise license agreement for MIMS Mobile from Tadpole Cartesia, Inc. d/b/a TC Technology, Inc., a specified source, subject to approval

of the City Attorney as to form and legality; and 2) approve the issuance of purchase order(s) for these services for each year of the contract in an amount not to exceed \$230,000, subject to the final appropriation of funds for each year of the contract.

The Utility Advisory Board supports staff's recommendation.

Approved as Recommended

[160299.](#)

Professional Federal Lobbying and Advocacy Services Agreement (B)

This item is a request for the City Commission to approve the execution of a professional federal lobbying and advocacy services agreement.

RECOMMENDATION

The City Commission authorize the City Manager and the General Manager for Utilities to enter into an agreement for one year beginning October 1, 2016 with Marilyn Berry Thompson to provide professional federal lobbying legislative lobbying and related government liaison grant services at a fee of \$113,000 for General Government and \$30,000 for GRU, subject to approval of the City Attorney as to form and legality.

Approved as Recommended

[160315.](#)

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of August 18, 2016.

Approved as Recommended

[160314.](#)

DESIREE HEYLIGER VS. THE CITY OF GAINESVILLE, EEOC CHARGE NO. 510-2016-02525 (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Desiree Heyliger vs. the City of Gainesville, EEOC Charge No. 510-2016-02525.

Approved as Recommended

[160334.](#)

Mario Neal v. City of Gainesville; Case No. 2015-CA-657; Eighth Judicial Circuit, in and for Alachua County, Florida. (NB)

RECOMMENDATION

The City Commission 1) approve the terms of the settlement agreement; and 2) authorize the City Attorney to settle the claim of Mario Neal arising from an accident that occurred on or about April 14, 2013.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Commissioner Goston arrived at 1:07 PM.

Motion: 1) Move Item No. 160265 to the first item; 2) waive the rules and continue Item Nos. 160221 and 150694 to the next City Commission meeting; and 3) move resolutions to the afternoon session.

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

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

Absent: 2 - Commissioner Hayes-Santos, and 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
Donald Shepherd*

Commissioner Hayes-Santos arrived at 1:16 PM.

Chief Lane and Lt. Mcintire provided a storm update.

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

[160265.](#)

Amendment to Contract with Asplundh Tree Expert Company for Electric Distribution Line Clearance (B)

Tom Brown, Gary Baysinger, Elizabeth Mattke and Ray Gordon made presentations.

Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to execute an amendment to the contract for an additional three-year term with Asplundh Tree Expert Company, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders in amounts not-to-exceed budgeted amounts for these services for each year of the contract, subject to the final appropriation of funds for each year of the contract.

On August 17, 2016, the Utility Advisory Board voted unanimously to support staff's recommendation.

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

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

Absent: 1 - Commissioner Carter

[160175.](#)**SW 62nd Blvd Preliminary Design Proposal (B)**

This item is to request approval of the Scope and Fee proposal from HNTB, Inc. to prepare a set of preliminary plans, specifications, supporting engineering analysis, calculations and other technical documents in accordance with FDOT policy, procedures and requirements for the SW 62nd Blvd Project.

Teresa Scott made a presentation.

RECOMMENDATION

The City Commission authorize the City Manager or designee to approve and execute all documents necessary for the preliminary design of SW 62 Boulevard subject to review and approval by the City Attorney as to form and legality.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Chase, that this Matter be Approved as Recommended. 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

[100607.](#)**Purchase and Sale Agreement with Phalanx Defense Systems for Reuse/Development of the Former U.S. Army Reserve Property (B)**

This item seeks City Commission approval of a Purchase and Sale Agreement between the City and Phalanx Defense Systems, including financial and business terms, for the Reuse/Development of the Former U.S. Army Reserve Property. **ESTIMATED STAFF PRESENTATION 5 MINUTES******

Paul Folkers and James Coates made presentations.

Susan Davenport, Estelle Lens, John Perkinson and Donald Shepherd spoke to the matter.

Motion by Mayor-Commissioner Warren, seconded by Commissioner Hayes-Santos to waive the rules and take up Item No. 160280 after Item No. 100607. Motion passed 6-0. Commissioner Carter absent.

RECOMMENDATION

The City Commission: 1) hear a brief presentation on the proposed business terms included in the proposed Purchase and Sale Agreement and 2) authorize the City Manager to execute the proposed Purchase and Sale Agreement subject to approval of the City Attorney as to form and legality.

A motion was made by Commissioner Budd, seconded by Mayor-Commissioner Pro Tem Warren, that this Matter be Approved as Recommended. 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

RESOLUTIONS - ROLL CALL REQUIRED

[160280.](#)

ACCEPTANCE OF ANTICIPATED US DEPARTMENT OF TRANSPORTATION FAA AIP GRANT IN AN AMOUNT UP TO \$4,514,819.00 TO BENEFIT THE GAINESVILLE REGIONALAIRPORT (B)

Resolution No. 160280

A Resolution of the City of Gainesville, Florida, accepting FAA AIP Grant No. 3-12-0028-039-2016 from the U.S. Department of Transportation, Federal Aviation Administration, and authorizing execution by the Mayor and the Clerk of the Commission on behalf of the City of Gainesville; and providing an immediate effective date.

Allan Penska and Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission: adopt the resolution and authorize the Mayor to execute the FAA Grant Agreement, as certified by the Clerk of the Commission and approved by the City Attorney as to form and legality.*

A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Budd,that this Matter be Adopted (Resolution). 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

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

[160316.](#)

Commissioner Goston - National Organization of Black Law Enforcement (NOBLE) (NB)

Alena Lawson, Darry Lloyd and Chief Jones made presentations.

RECOMMENDATION *The City Commission hear a presentation on NOBLE.*

Heard

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.

[160267.](#) **Murphree Water Treatment Plant Electrical Upgrade (B)**

This item is informational.

RECOMMENDATION *Hear a presentation from staff.*

Continued

[160308.](#) **Audit of Health Plan Dependent Eligibility (B)**

Steve Varvel made a presentation.

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 Commissioner Chase, seconded by Commissioner Goston, that this Matter be Approved as Recommended. 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

[160292.](#) **Resolution for Amendment to the Traffic Signal Maintenance and Compensation Agreement with FDOT (B)**

This item is a request to amend the Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement.

RECOMMENDATION *The City Commission: 1) adopt the Resolution for an Amendment to the Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation; 2) consider allocating the additional funds to offset additional costs incurred by the Traffic Management Center for operating and maintaining an interconnected Traffic Signal System; and 3) authorize the City Manager to execute all necessary documents, subject to approval by the City Attorney as to form and legality.*

A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by

Commissioner Chase, that this Matter be Adopted (Resolution). 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

COMMISSION COMMENT

Motion by Commissioner Chase, seconded by Commissioner Budd to waive the rules and move Commission Comment from the end of the agenda to now. Motion passed 6-0. Commissioner Carter absent.

*Commissioner Chase - 1) DRB (Cain email); and 2) Sponsorships
Commissioner Hayes-Santos - Election Contract
Commissioner Budd - Football Street Closing (University Avenue)*

Motion by Commission Chase, seconded by Commissioner Goston to Co-sponsor the Homecoming Jam. Motion passed 6-0. Commissioner Carter absent.

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

Motion by Mayor-Pro Tem Warren, seconded by Commissioner Chase to waive the rules and hear Citizen Comment after Commission Comment. Motion passed 6-0. Commissioner Carter absent.

*Perry Clausen
Telford Cartwright*

RECESS - 4:15 PM

RECONVENE - 5:33 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

160318. Labor Daze Day - September 4, 2016 (B)

RECOMMENDATION *Trish Ingle to accept the proclamation.*

Heard

160319. Constitution Week - September 17-23, 2016 (B)

RECOMMENDATION *Gainesville Chapter NSDAR Regent Annette Jones to accept the proclamation.*

Heard

GENERAL CITIZEN COMMENT

RECESS - 5:40 PM

RECONVENE - 6:00 PM

PUBLIC HEARINGS

ADOPTION READING/SECOND READING - ROLL CALL REQUIRED

[150943](#)

LAND USE CHANGE - 2801 SW WILLISTON ROAD (B)
Ordinance No. 150943; Petition No. PB-16-45 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 13.33 acres of property that is generally located at 2801 SW Williston Road near the southeastern corner of Williston Road and SW 29th Drive, as more specifically described in this ordinance, from Alachua County Institutional and Office/Residential to City of Gainesville Residential Medium-Density (RM); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Andrew Persons made a presentation.

RECOMMENDATION

The City Commission: (1) receive letters from the Florida Department of Economic Opportunity, North Central Florida Regional Planning Council, St. Johns River Water Management District, Florida Department of Environmental Protection, Florida Department of Transportation, and Florida Department of Education; and (2) adopt the proposed ordinance.

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

[150944.](#)

QUASI-JUDICIAL - REZONING - 2801 SW WILLISTON ROAD (B)

Ordinance No. 150944; Petition No. PB-16-46 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 13.33 acres of property that is generally located at 2801 SW Williston Road near the southeastern corner of Williston Road and SW 29th Drive, as more specifically described in this ordinance, from Alachua County Residential and Professional District (RP) to City of Gainesville Multiple-Family Medium-Density Residential District (RMF-7); providing directions to the City Manager; 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 Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Budd, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

[160156.](#)

VOLUNTARY ANNEXATION - 0.91 ACRES OF PROPERTY OWNED BY NORTH CENTRAL FLORIDA REGIONAL MEDICAL CENTER (B)

Ordinance No. 160156

An ordinance of the City of Gainesville, Florida, annexing approximately 0.91 acres of property identified as Tax Parcel No. 06340-007-000, which is generally located north of W Newberry Road, south of NW 10th Place, east of NW 69th Terrace and Interstate 75, and west of NW 66th 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 Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Budd, that this Matter be Continued to September 15, 2016. The motion carried by the following vote:

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

[160138](#)

LAND USE CHANGE - 1217, 1227, 1237 and 1247 SW 11th AVENUE (B)

Ordinance No. 160138; Petition No. PB-16-57 LUC

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map of the Comprehensive Plan by changing the land use category of approximately 1.03 acres of property generally located at 1217, 1227, 1237 and 1247 SW 11th Avenue, as more specifically described in this ordinance, from Single-Family (SF) to Urban Mixed-Use 1 (UMU-1); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Dean Mimms and Craig Brasher made presentations.

RECOMMENDATION *The City Commission: (1) approve Petition No. PB-16-57 LUC; and (2) adopt the proposed ordinance.*

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

160139.

QUASI-JUDICIAL - REZONING - 1217, 1227, 1237 and 1247 SW 11th AVENUE (B)

Ordinance No. 160139; Petition No. PB-16-58 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 1.03 acres of property generally located at 1217, 1227, 1237 and 1247 SW 11th Avenue, as more specifically described in this ordinance, from Single-Family Residential District (RSF-1) to Urban Mixed-Use District 1 (UMU-1); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Dean Mimms and Craig Brasher made presentations.

RECOMMENDATION *The City Commission: (1) approve Petition No. PB-16-58 ZON; and (2) adopt the proposed ordinance.*

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

160130.

AMEND THE UTILITY ADVISORY BOARD ATTENDANCE

REQUIREMENTS (B)

Ordinance No. 160130

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances relating to the Utility Advisory Board by amending Section 2-359 to revise the attendance requirements for the Utility Advisory Board, providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Dean Mimms made a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

[160080.](#)**ALLOWING FOR THE SALE, DISPENSING, POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES AT DEPOT PARK (B)**

ORDINANCE NO. 160080

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances related to the sale, dispensing, consumption and possession of alcoholic beverages in Depot Park; by amending Section 4-4; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission: 1) adopt the proposed ordinance; and 2) add Depot Park to the list of city-owned parcels that may be made available for special events produced by private parties in accordance with Section 4-4(b)(4) of the Code of Ordinances.*

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

[160166.](#)**Non-Ad Valorem Assessment for Solid Waste Management (B)**

ORDINANCE NO. 160166

An ordinance of the City of Gainesville, Florida, providing consent for the entire corporate limits of the City of Gainesville, Florida to be included in the non-ad valorem assessment for the municipal service benefit unit created by Alachua County for certain solid waste management services for the fiscal years 2016-2017 and 2017 - 2018; providing conditions for the consent; providing that the consent is for the two-year period; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the ordinance.*

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

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

160221.

**AMENDING LAND DEVELOPMENT CODE DEFINITIONS
REGARDING MEDICAL MARIJUANA DISPENSARIES (B)**

Ordinance No. 160221, Petition PB-16-84 TCH

An ordinance of the City of Gainesville, Florida, relating to regulation of medical marijuana dispensaries; amending Section 30-23 of the Code of Ordinances to update definitions relating to medical marijuana; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission: 1) approve Petition PB16-84 TCH, and 2) adopt the proposed ordinance*

Continued to September 15, 2016.

[150994.](#)

**VEHICLES FOR HIRE ORDINANCE ALLOWING FOR POSSESSION
OF OPEN ALCOHOLIC BEVERAGE CONTAINERS IN MOTORIZED
VEHICLES FOR HIRE. (B)**

Ordinance No. 150994

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances relating to motorized vehicles for hire; by amending Section 28-8 to remove the prohibition on passengers in a motorized vehicle for hire possessing open containers of alcoholic beverages; 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 Mayor-Commissioner Pro Tem Warren, seconded by

**Commissioner Budd, that this Matter be Adopted on First Reading (Ordinance).
The motion carried by the following vote:**

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

Absent: 2 - Commissioner Goston, and Commissioner Carter

PLANNING PETITIONS

[150694.](#)

Amend the Blues Creek Planned Development zoning (B)

Petition PB-15-115 PDA. EDA Engineers-Surveyors-Planners, Inc., agent for New Generation Home Builders, Inc. Amend the Blues Creek Planned Development (single - family subdivision) as it relates to Unit 5 to modify development standards. Located in the 7000-7800 block of NW 58th Street.

RECOMMENDATION *Staff to City Plan Board - Approve petition.*

Continued to September 15, 2016.

ADJOURNMENT - 6:23 PM

Kurt Lannon, Clerk of the Commission