

City of Gainesville

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



Meeting Minutes

Thursday, May 17, 2012

1:00 PM

City Hall Auditorium

City Commission

*Mayor Craig Lowe (At Large)
Mayor-Commissioner Pro-Tem Lauren Poe (At Large)
Commissioner Thomas Hawkins (At Large)
Commissioner Yvonne Hinson-Rawls (District 1)
Commissioner Todd Chase (District 2)
Commissioner Susan Bottcher (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 - 2:03 PM

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ROLL CALL

Present: Craig Lowe, Lauren Poe, Thomas Hawkins, Randy Wells, Todd Chase, Susan Bottcher and Yvonne Hinson-Rawls

INVOCATION

[Play Video](#)

The City Commission observed a moment of silence.

CONSENT AGENDA

[Play Video](#)

*MOTION: A motion was made by Commissioner Hawkins, seconded by Commissioner Wells to adopt the Consent Agenda.
(VOTE: 7-0, MOTION CARRIED)*

CITY MANAGER, CONSENT AGENDA ITEMS

110937.

Options for Land Use and/or Zoning Changes in the North Main Street Charrette Area (B)

RECOMMENDATION *Staff to City Commission - Refer this item to the Community Development Committee for review of options for land use and zoning changes proposed for the North Main Street Charrette area.*

This Matter was Approved as Recommended on the Consent Agenda.

110937_2012 N Main St Charrette Rpt_20120517.pdf

110939.

Florida Division of Cultural Affairs General Program Support, Local Arts Agency Grant (NB)

This item requests approval by the City Commission for the Department of Parks, Recreation and Cultural Affairs (PRCA) to apply to the Florida Division of Cultural Affairs for a Local Arts Agency grant.

RECOMMENDATION *The City Commission: 1) approve the submission of an application to the State of Florida, Division of Cultural Affairs Local Arts Agency grant program; 2) authorize the*

Parks, Recreation and Cultural Affairs Department to accept the grant if awarded; and 3) authorize the City Manager or designee to execute any grant related documents, subject to approval by the City Attorney as to form and legality.

This Matter was Approved as Recommended on the Consent Agenda.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

110946.

Engineering Services for Water Reclamation Facilities Dewatering Project (NB)

Staff recommends approval of the final ranking of the engineering firms and authorization to negotiate a contract in accordance with the Consultants Competitive Negotiations Act (CCNA) for engineer design services for the Water Reclamation Facilities Dewatering Project.

RECOMMENDATION

The City Commission: 1) approve the ranking of engineering firms in the given order of preference for the engineering design of the Water Reclamation Facilities Dewatering Project; 2) authorize the General Manager, or his designee, to initiate contract negotiations with the top ranked firm in accordance with the CCNA; and 3) authorize the General Manager, or his designee, upon successful negotiations, to execute a contract with the top ranked firm, subject to approval of the City Attorney as to form and legality, in an amount not to exceed budgeted amounts for the project.

This Matter was Approved as Recommended on the Consent Agenda.

110947.

Main Street WRF Phosphorus Removal Project (B)

Staff recommends awarding a contract to Sawcross, Inc. for construction services for the Main Street Water Reclamation Facility Phosphorus Removal Project.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to execute a contract with Sawcross, Inc. to perform construction services for the Main Street Water Reclamation Facility Phosphorus Removal Project, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of a purchase order to Sawcross, Inc. for these services in an amount not to exceed \$844,700; and 3) authorize staff to procure services, equipment and materials, as required, to complete the project as budgeted, subject to the final appropriation of funds.

This Matter was Approved as Recommended on the Consent Agenda.

110947_sawgrass contract_20120517.pdf

CITY ATTORNEY, CONSENT AGENDA ITEMS

110672.

AMENDMENTS TO THE CITY OF GAINESVILLE NOISE ORDINANCE IN LIGHT OF RECENT COURT DECISIONS HOLDING FLORIDA STATUTE SECTION 316.3045 UNCONSTITUTIONAL (B)

RECOMMENDATION *The City Commission authorize the City Attorney to draft, and the Clerk to advertise, an ordinance amending Section 15-3(d) (3) and (e)(7) of the City of Gainesville Code of Ordinances to provide identical noise restrictions for commercial and noncommercial amplified sounds.*

This Matter was Approved as Recommended on the Consent Agenda.

110672b_Draft Ordinance_20120517.pdf

110672a_Draft Ordinance_20120621.pdf

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

110943.

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of April 19, 2012, and May 3, 2012, as circulated.*

This Matter was Approved as Recommended on the Consent Agenda.

110943_april 19, 2012_minutes_20120517.pdf

110943a_may 3, 2012_minutes_20120517.pdf

110950.

Appointment to the Gainesville Housing Authority (NB)

RECOMMENDATION *The City Commission confirm the Mayor's appointment for the following:*

Arthur Stockwell to the Gainesville Housing Authority for a term to expire 4/1/16.

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

[Play Video](#)

MOTION: A motion was made by Commissioner Wells, seconded by Commissioner Hawkins to adopt the Regular Agenda, as modified.

(VOTE: 7-0, MOTION CARRIED)

MODIFICATIONS:

- 1. File #110492 - Charter County and Regional Transportation System Surtax - (Revised back-up).*
- 2. File # 110936 - Resolution Supporting Naming a portion of SW 23rd Street as Coach Jimmy Carnes Boulevard - (Revised language in resolution).*
- 3. File #110798 - Land Use Change - Vicinity of 515 NW 13th Terrace - (New ppt. submitted from CHW).*
- 4. File #110799 - Rezoning - Vicinity of 515 NW 13th Terrace - (New ppt. submitted from CHW)*
- 5. File #110800 - Rezoning - Amendment to Special Area Plan; Vicinity of 515 NW 13th Terrace - (New ppt. submitted from CHW).*

NOTE: Files #110798, 799, and 800 have the same ppt.

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER**110492.****Charter County and Regional Transportation System Surtax (B)**

Section 212.055, Florida Statutes allows charter counties to impose a discretionary sales surtax of up to 1 percent. The Alachua County Board of County Commission are proposing two ballot initiatives for November 2012; one for a ¾ cent surtax for roads and a ¼ cent surtax for transit each for a 15 year period. An Interlocal Agreement between Alachua County Board of County Commission and the City of Gainesville are required to allow the County to transfer revenue from the surtax to the City.

[Play Video](#)

City Public Works Director Teresa Scott and RTS Director Jesus Gomez gave presentations.

RECOMMENDATION

The City Commission 1) approve the Interlocal Agreement Between Alachua County and the City of Gainesville For Use and Distribution of 0.75 Percent (3/4%) Of the Funds Generated By a Charter County and Regional Transportation System Sales Surtax To Be Used For Improvement and Maintenance of Roads and Bridges, including Exhibit A; and 2) approve Interlocal Agreement Between Alachua County and the City of Gainesville For Use and Distribution of 0.25 Percent (1/4%) Of the Funds Generated By a Charter County and Regional Transportation System Sales Surtax To Be Used For Bus and Fixed Guideway Systems, including Exhibit A.

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Nay: Todd Chase

110492A_PPT_20111117.pdf
110492B_CIP Recommendations for FY 2012-2021_20111117.pdf
110492A_PPT_20120109.pdf
110492B_Additional County Info_20120109.pdf
110492C_Sales Tax Distribution Analysis_20120109.pdf
110492D_Project Needs List_20120109.pdf
110492E_Project Needs Map_20120109.pdf
110492A_County PPT & Info_20120213.pdf
110492B_City Staff PPT_20120213.pdf
110492A_Interlocal Roads with Super_20120517.pdf
110492B_Interlocal Roads without Super_20120517.pdf
110492C_Exhibit A COG Transportation Project List_20120517.pdf
110492D_Exhibit A COG General Resurfacing List_20120517.pdf
110492E_Exhibit B County Transportation Project List_20120517.pdf
110492F_Interlocal Transit with Super_20120517.pdf
110492G_Interlocal Transit without Super_20120517.pdf
110492H_Exhibit A COG Transit Priority List_20120517.pdf
110492I_Cost of 2013-2027 Transit Improvements_20120517.pdf
110492H_MOD Exhibit A COG Transit Priority List_20120517.pdf

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

[Play Video](#)

110949.

Appointments to City Commission Advisory Boards and Committees (NB)

[Play Video](#)

MOTION (AMENDMENT): Approve the recommendation with an amendment to readvertise the position for the Gainesville Enterprize Zone and the Public Recreation and Parks Board.

RECOMMENDATION

The City Commission appoint:

Monica Petrella to the City Beautification Board for a term to expire 11/1/15.

Monica Petrella to the Gainesville/Alachua County Cultural Affairs Board for a term to expire 9/30/15.

Byron Harper to the Gainesville Enterprize Zone Development Agency for a term to expire 3/31/16.

Byron Harper to the Public Recreation and Parks Board for a term to expire 6/1/15.

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

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

Votes: Aye: Lauren Poe, Randy Wells, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe
Absent: Susan Bottcher

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

[Play Video](#)

Commissioner Yvonne Hinson-Rawls

Job Fair Referral.

120033.

Request for Job Fair at the MLK Center (NB)

RECOMMENDATION

The City Commission refer the issue of the City hosting a job fair at the MLK Center, including private sector employers to the City Manager, the EO Director and the General Manager for Utilities.

A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Wells, that this matter be Referred to the City Manager, due back on November 17, 2012. The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe
Absent: Susan Bottcher

Commissioner Thomas Hawkins

1. Thanks to the Parks, Recreation and Cultural Affairs Department and the Clerk's Office for the Swearing-In Ceremony.
2. Florida Trust for Historic Preservation Conference being held in Gainesville at the Hampton Inn and other events in various downtown venues.

Commissioner Todd Chase

Status of the City Attorney search.

RECESS - 4:31 PM

[Play Video](#)

RECONVENE - 5:56 PM

[Play Video](#)

PLEDGE OF ALLEGIANCE (5:30pm)

[Play Video](#)

Gainesville Detachment of the Marine Corp League World War II Veteran Bob Gasche

[Play Video](#)

PROCLAMATIONS/SPECIAL RECOGNITIONS

[Play Video](#)

110953. Memorial Day - May, 28, 2012 (B)

[Play Video](#)

RECOMMENDATION

Gainesville Detachment of the Marine Corp League World War II Veteran Bob Gasche to accept the proclamation.

Heard

110953_MemorialDay_20120517.pdf

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

[Play Video](#)

Von Frasier Alachua County Tax Collector

Presentation of a check for the City.

Al Dickerson

Lien reduction.

John Davies

Various Issues.

Jon Isaacson

GRU rates in relation to the Biomass Plant.

Mary Anderson

Various community issues.

Gabriel Hillel

Public records request.

Pat Fitzpatrick

Social Issues.

Walter Willard

Various Issues.

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

[Play Video](#)

**110592. SALE AND MARKETING OF CANDY FLAVORED TOBACCO PRODUCTS
(B)**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
GAINESVILLE, FLORIDA, URGING TOBACCO RETAILERS TO STOP
THE SALE AND MARKETING OF CANDY FLAVORED TOBACCO**

PRODUCTS IN GAINESVILLE, FLORIDA[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this matter be Adopted (Resolution). The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Absent: Todd Chase

110592_ArticleOnRegulatingTobacco_20120328.pdf

110592b_CityAttnyPPT_20120328.pdf

110592_DraftResolution_20120419.pdf

110592_DraftResolution_20120503.pdf

110592_candy flavored tobacco_20120517.pdf

110592_resolution_20120517.pdf

110936.

Resolution Supporting Naming a portion of SW 23 Street as Coach Jimmy Carnes Boulevard (B)

This item involves a Resolution authorizing the naming of a portion of SW 23 Street, in front of James G. Pressly Stadium and 4211 SW 23rd Street, between SW 2nd Avenue and Fraternity Row/Drive as Coach Jimmy Carnes Boulevard.

[Play Video](#)

Mayor Lowe recognized Jack Hughes and Frank Sayer who spoke to the matter.

RECOMMENDATION *The City Commission adopt the Resolution.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Absent: Todd Chase

110936_Resolution_20120517.pdf

110936-MOD_Resolution_20120517.pdf

110936_resolution_20120517.pdf

ADOPTION READING-ROLL CALL REQUIRED[Play Video](#)**110798.**

LAND USE CHANGE - VICINITY OF 515 NW 13TH TERRACE (B)

Ordinance No. 110798; Petition No. PB-12-10 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of property located in the vicinity of 515 NW 13th Terrace, as more specifically described in this ordinance, from Residential Medium-Density (RM) to Mixed-Use Low-Intensity (MUL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Lead Planner Dean Mimms, and Agent for the Petitioner Gerry Dedenbach gave presentations.

Mayor Lowe recognized Clara Bea Horton who spoke to the matter.

RECOMMENDATION *The City Commission: (1) approve Petition PB-12-10 LUC and (2) adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe
Absent: Todd Chase

110798B_staff report_20120503.pdf
110798C_Exhibit A-1_20120503.pdf
110798D_Exhibits B-1- B-4_20120503.pdf
110798E_Exhibit C-1_20120503.pdf
110798F_CPB minutes_20120503.pdf
110798G_staff ppt_20120503.pdf
110798A_draftordinance_20120503.pdf
110798B_staff report_20120517.pdf
110798C_Exhibit A-1_20120517.pdf
110798D_Exhibits B-1- B-4_20120517.pdf
110798E_Exhibit C-1_20120517.pdf
110798F_CPB minutes_20120517.pdf
110798G_staff ppt_20120517.pdf
110798_MOD_CHW_ppt_20120517.pdf
110798_ordinance_20120517.pdf

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[Play Video](#)

110799. REZONING - VICINITY OF 515 NW 13TH TERRACE (B)

Ordinance No. 110799; Petition No. PB-12-11 ZON
An ordinance amending the Zoning Map Atlas of the City of Gainesville by rezoning property located in the vicinity of 515 NW 13th Terrace, as more specifically described in this ordinance, from multiple-family medium density residential district (RMF-8) to mixed use low intensity district (MU-1); providing

directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Lead Planner Dean Mimms and Agent for the Petitioner Gerry Dedenbach gave presentations.

Mayor Lowe recognized Clara Bea Horton who spoke to the matter.

RECOMMENDATION *The City Commission: (1) approve Petition PB-12-11 ZON and (2) adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Absent: Todd Chase

110799B_staff report_20120503.pdf
110799C_Future Land Use Element_20120503.pdf
110799D_Maps_20120503.pdf
110799E_Application packet_20120503.pdf
110799F_CPB minutes_20120503.pdf
110799G_staff ppt_20120503.pdf
110799A_draftordinance_20120503.pdf
110799B_staff report_20120517.pdf
110799C_Future Land Use Element_20120517.pdf
110799D_Maps_20120517.pdf
110799E_Application packet_20120517.pdf
110799F_CPB minutes_20120517.pdf
110799G_staff ppt_20120517.pdf
110799, MOD_CHW_ppt_20120517.pdf

110800.

REZONING - AMENDMENT TO SPECIAL AREA PLAN; VICINITY OF 515 NW 13TH TERRACE (B)

Ordinance No. 110800; Petition No. PB-12-12 ZON

An ordinance amending the Special Area Plan for College Park in the City of Gainesville Land Development Code; by deleting and replacing the "Master Plan & Regulating Plan for New Construction" map to reflect an amended building type for property located in the vicinity of 515 NW 13th Terrace, as more specifically described in this ordinance, from Type III - House to Type I - Shopfront/Office/Apartment; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Principal Planner Onelia Lazzari, Senior Planner Andrew Persons and Lead Planner Dean Mimms gave presentations.

Mayor Lowe recognized Clara Bea Horton who spoke to the matter.

RECOMMENDATION *The City Commission (1) approve Petition PB-12-12 ZON and (2) adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe
Absent: Todd Chase

110800B_staff report_20120503.pdf
110800C_Maps_20120503.pdf
110800D_Applicant Package_20120503.pdf
110800E_CPB minutes_20120503.pdf
110800F_staff ppt_20120503.pdf
110800A_draftordinance_20120503.pdf
110800B_staff report_20120517.pdf
110800C_Maps_20120517.pdf
110800D_Applicant Package_20120517.pdf
110800E_CPB minutes_20120517.pdf
110800F_staff ppt_20120517.pdf
110800_MOD_CHW_ppt_20120517.pdf

110740.

PLANNED DEVELOPMENT AMENDMENT - GAINESVILLE AUTO TOWN CENTER PD (B)

Ordinance No. 110740, Petition No. PB-11-158PDA

An ordinance of the City of Gainesville, Florida, amending Ordinance No. 070706 (as was subsequently amended by Ordinance No. 100520) related to Gainesville Auto Town Center Planned Development (PD); by deleting Condition 24, Section 2 of Ordinance No. 100520 relating to development time limits for Phase II; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

Lead Planner Lawrence Calderon gave a presentation.

NOTE: Commissioner Chase entered the meeting room at 6:47 PM.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe
Absent: Randy Wells

110740A_staff report_20120315.pdf
 110740B_Technical Review Committee comments_20120315.pdf
 110740C_Application_20120315.pdf
 110740D_Approved PD_Ord 100520_20120315.pdf
 110740E_cpb minutes_20120315.pdf
 110740_draft ordinance_20120517.pdf

110642.

AMEND THE UMU-2 ZONING DISTRICT IN THE LAND DEVELOPMENT CODE TO INCLUDE CLARIFICATIONS/UPDATES AND ADD NEW REQUIREMENTS FOR THE URBAN VILLAGE (B)

Ordinance No. 110642

An ordinance of the City of Gainesville, Florida, amending the Land Development Code related to the Urban Mixed-Use 2 (UMU-2) zoning district; by amending Section 30-23 to add definitions; by amending Section 30-65.2 Urban mixed-use district 2 (UMU-2) to add regulations regarding uses, site development, public realm, circulation, landscaping, parking, signage and other development standards and limitations specific to property zoned UMU-2 within the Urban Village area; by amending Section 30-65.2 to make general clarifications and revisions to the existing UMU-2 regulations; by amending Section 30-65.2 to repeal existing illustrative figures and adopt new illustrative figures, including a map defining the Urban Village area; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Play Video

Principal Planner Onelia Lazzari and Agent for the Petitioner Gerry Dedenbach gave presentations.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

110642A_staff report_20120216.pdf
 110642B_Map 1 Urban Village_20120216.pdf
 110642C_text changes to UMU-2 zoning district regs_20120216.pdf
 110642D_adopted ordinance 100697_20120216.pdf
 110642E_application_20120216.pdf
 110642F_CPB Minutes_20120216.pdf
 110642G_staff ppt_20120216.pdf
 110642_MOD_Urban Village_3D Model_34th Scene (1).pdf
 110642A_draft ordinance_20120517.pdf
 110642B_staff ppt_20120517.pdf

110283.

VENDING BOOTH VENDORS AND ITINERANT FOOD VENDORS HOURS OF OPERATION (B)

Ordinance No. 110283

An ordinance of the City of Gainesville, Florida, amending the City of Gainesville Code of Ordinances, relating to vending booth vendors and itinerant food vendors; by amending Chapter 19, Article IV, sections 19-93(a) and 19-93(b) to extend permissible hours of operation for vending booth vendors and itinerant food vendors in the Central City District, and vending booth vendors in the College Park Special Area Plan; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls and Craig Lowe

Absent: Todd Chase and Thomas Hawkins

110283_Chapter 19_20110928.pdf

110283_PlanningMaps_20111026.pdf

110283b_FassEmail_20111026.pdf

110293c_JeffBabikInfo_20111026.pdf

110283_draft ordinance_20120405.pdf

110283_draft ordinance_20120517.pdf

110898.**2013 CITY COMMISSION ELECTION DATES (B)****Ordinance No. 110898**

An ordinance of the City of Gainesville, Florida, setting March 19, 2013 as the date for the 2013 regular city election and April 16, 2013 as the date for the 2013 run-off election, if necessary; setting the dates for qualifying for the 2013 regular election; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Yvonne Hinson-Rawls, Thomas Hawkins and

Craig Lowe

Absent: Todd Chase

110898_Academic calendar_20120419.pdf

110898_ordinance 2013 election dates_20120517.pdf

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

[Play Video](#)

110599. COMPREHENSIVE PLAN AMENDMENT - FUTURE LAND USE ELEMENT (B)

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

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

[Play Video](#)

RECOMMENDATION *The City Commission (1) receive letters of no comment from the North Central Florida Regional Planning Council, Florida Department of Education, St. Johns River Water Management District, Florida Department of Environmental Protection, and Florida Department of Economic Opportunity; and (2) adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Absent: Susan Bottcher

110599A_draft ordinance_20120315.pdf

110599B_staff report_20120315.pdf

110599C_cpb minutes_20120315.pdf

110599D_staff ppt_20120315.pdf

110599A_no comment letters state reviewing agencies_20120517.pdf

110599_ordinance_20120517.pdf

110608. COMPREHENSIVE PLAN AMENDMENT - RECREATION ELEMENT (B)

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

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

[Play Video](#)

Mayor Lowe recognized Walter Willard who spoke to the matter.

RECOMMENDATION

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

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

Votes: Aye: Lauren Poe, Randy Wells, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Absent: Susan Bottcher

110608A_draft ordinance_20120315.pdf

110608B_staff report_20120315.pdf

110608C_Recreation Element GOPs_20120315.pdf

110608D_data analysis addendum to Rec Element_20120315.pdf

110608E_Gainesville and School Bd_20120315.pdf

110608F_Application_20120315.pdf

110608G_cpb minutes.pdf

110608H_staff ppt_20120315.pdf

110608A_no comment letters state reviewing agencies_20120517.pdf

110608_ordinance_20120517.pdf

PLAN BOARD PETITIONS

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110873.

Personal Outdoor Storage Facilities Within Residential Zoning Districts (B)

Petition PB-12-13 TCH: City Plan Board. Amend the Land Development Code to allow personal outdoor storage facilities as temporary outdoor storage within residential zoning districts.

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Lead Planner Lawrence Calderon gave a presentation.

AMENDMENTS (2):

1. Where there is an active building permit for development occurring on the site where the storage unit is located, the storage unit shall be subject to the regulations of the Building Department and may remain on site as long as the building permit is active;

2. *Duration of time: C). PODS and Roll-offs may be allowed on a property for no more than 30 calendar days as directed by the City Commission. An additional 30 day extension of time may be granted upon a demonstration that the circumstances resulting in the need for the storage unit continue to exist and that it would be unreasonably burdensome to remove the unit immediately.*

RECOMMENDATION *City Plan Board to City Commission - Approve Petition PB-12-13 TCH with additional condition drafted by staff.*

Staff to City Commission - Approve Plan Board's recommendation.

Staff to City Plan Board - Approve petition.

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

110873A_staff report_20120503.pdf
 110873B_CDC backup documents to CCOM_20120503.pdf
 110873C_cpb minutes_20120503.pdf
 110873D_staff ppt_20120503.pdf
 110873A_staff report_20120517.pdf
 110873B_CDC backup documents to CCOM_20120517.pdf
 110873C_cpb minutes_20120517.pdf
 110873D_staff ppt_20120517.pdf
 110873_MOD_additional back-up_20120517.pdf

110866.

Amendment to a Planned Development at 4405 N.W. 39th Avenue, OR 050254, Petition 111PDV-05 PB (B)

Petition PB-12-8 PDA: Ricardo Cavallino, agent for Los Volcanes. Planned Development Amendment to allow additional parking for an existing restaurant. Zoned: PD (Planned Development). Located at 4405 NW 39th Ave

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Lead Planner Lawrence Calderon gave a presentation.

RECOMMENDATION *City Plan Board to City Commission - Approve Petition PB-12-08 PDA with conditions.*
Staff to City Commission - Approve Plan Board's recommendation.
Staff to City Plan Board - Approve petition with conditions.

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

110866A_cpb recommended conditions_20120503.pdf
110866B_staff report_20120503.pdf
110866C__TRC comments_20120503.pdf
110866D_required maps submitted with PD-20120503.pdf
110866E_supplemental documents_20120503.pdf
110866F_references from the LDC-20120503.pdf
110866G_maps_20120503.pdf
110866H_cpb minutes_20120503.pdf
110866I_staff ppt_20120503.pdf
110866A_cpb recommended conditions_20120517.pdf
110866B_staff report_20120517.pdf
110866C__TRC comments_20120517.pdf
110866D_required maps submitted with PD-20120517.pdf
110866E_supplemental documents_20120517.pdf
110866F_references from the LDC-20120517.pdf
110866G_maps_20120517.pdf
110866H_cpb minutes_20120517.pdf
110866I_staff ppt_20120517.pdf

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

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110951. Mayor Craig Lowe - Committee Assignments (B)

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RECOMMENDATION *The City Commission confirm the Mayor's appointments.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

110951_committee assignments_20120521..pdf

UNFINISHED BUSINESS

COMMISSION COMMENT

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Commissioner Todd Chase

1. *Fourth of July Fireworks - See following referral item #120043.*
2. *Mayor-Commissioner Pro Tem Issue.*

120043.

Fourth of July Fireworks (NB)

RECOMMENDATION *The City Commission direct the City Manager to identify \$5,410 in the Parks, Recreation and Cultural Affairs budget to help fund the 2012 Fourth of July Fanfare and Fireworks.*

A motion was made by Commissioner Chase, seconded by Commissioner Wells, that this matter be Referred to the City Manager. The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Yvonne Hinson-Rawls, Thomas Hawkins and Craig Lowe

Commissioner Thomas Hawkins

Mayor-Commissioner Pro Tem Issue.

Commissioner Randy Wells

Early voting site on the University of Florida campus.

120044.

Early Voting Site on the University of Florida (UF) Campus (NB)

RECOMMENDATION *The City Commission refer the issue of supporting an early voting site on the UF campus, and one additional site within the City.*

A motion was made by Commissioner Wells, seconded by Commissioner Hawkins, that this matter be Referred to the Audit, Finance and Legislative Committee, due back on November 17, 2012. The motion carried.

CITIZEN COMMENT (If time available)

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EO Director Cecil Howard

Upcoming Youth Summit.

ADJOURNMENT - 9:37 PM

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Kurt M. Lannon, Clerk of the Commission