

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

**May 19, 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)*

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

**CALL TO ORDER - 1:01 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****ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**

*Motion: Move Item No. 150938 and Item No. 160003 to the Regular Agenda.*

**A motion was made by Commissioner Carter, seconded by Commissioner Goston, that this Matter be Adopted on the Consent Agenda. 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

**[150188.](#)****Alachua County Irrigation Efficiency Code (B)**

**Alachua County is implementing an Irrigation Efficiency Code in the unincorporated area of Alachua County. The Community Development Committee is requesting**

**RECOMMENDATION**

*The City Commission direct the City Attorney to prepare a Resolution for City Commission adoption requesting the County to amend the Irrigation Efficiency Code to provide for its applicability and enforcement by Alachua County in the City of Gainesville.*

**Approved as Recommended**

**[150839.](#)****Gainesville Area Rowing - Purchase of Surplus Property (B)**

**This item is a request to declare as surplus and approve an agreement with Gainesville Area Rowing (“GAR”) to sell a portion of the proposed surplus property.**

**RECOMMENDATION**

*The City Commission: 1) direct City staff to prepare a resolution to declare the northern approximately 600 feet of tax parcel 17945-000-000 as surplus; 2) waive the Real Property Policies competitive bid process; 3) authorize the City Manager or his designee to negotiate the sale of Real Property to the adjacent property owners; 4) authorize the City Manager to sign a license agreement, subject to approval by the City Attorney as to form and legality, to allow GAR access the lake; and 5) authorize the City Manager to*

*sign and the Clerk to attest a Special Warranty Deed onto GAR and the adjacent property owners, subject to review by the City Attorney as to form and legality.*

**Approved as Recommended**

[150913](#)

**Bid Award for the Retrofit of Transit Bus Cooling Systems (B)**

**This item involves a request for the City Commission to authorize the bid award to Electric Service and Sales Inc. for the Retrofit of Cooling Systems in forty-four (44) Transit buses in the amount of \$1,044,673.50**

**RECOMMENDATION**

*The City Commission: 1) authorize the bid award to Electric Service and Sales Inc. for the Retrofit of Cooling Systems; and 2) authorize the City Manager or designee to execute a contract and any necessary documents, with Electric Service and Sales Inc. for the Retrofit of Cooling Systems, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[150929.](#)

**Gainesville Police Department's (GPD) Request to Add Staff (B)**

**In continuation with the plan to transform the Gainesville Police Department, this agenda item covers Phase II of the Re-organization process. This phase allows the continuation of establishing a culture of transparency and accountability that builds trust with the citizens of Gainesville. Phase II also attempts to address the City Commission's approved plan to become more Citizen Centered. This phase seeks to build trust both within the department and with the public. Toward that end, it is the intention of GPD's guiding principle for internal and external policies to embrace a culture of guardianship.**

**RECOMMENDATION**

*The City Commission approve the request to add three positions described above.*

**Approved as Recommended**

[150806.](#)

**CITY MANAGER EMPLOYMENT AGREEMENT (B)**

**RECOMMENDATION**

*The City Commission approve the employment agreement of Anthony Lyons.*

**Approved as Recommended**

[160019.](#)

**Promotion of Minority Owned and Minority Oriented Opportunities Special Committee (PMOMOOC) (NB)**

**RECOMMENDATION**

*As a follow-up to the recent Commission/Charter Officer briefing, the City Commission refers a discussion item on the Promotion of Minority Owned and Minority Oriented Opportunities Special Committee to the next General Policy Committee meeting.*

**A motion was made by Commissioner Carter, seconded by Commissioner**

Goston, that this Matter be Referred to the General Policy Committee, due back on 4/30/2017. 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.**

[150782.](#)

**Fire Station Alerting System Replacement Update (B)**

**This item requests that the City Commission authorize the Mayor to send a letter to the Chair of the Alachua County Board of County Commissioners supporting the County's participation in the Fire Station Alerting Project.**

RECOMMENDATION

*The City Commission authorize the Mayor to send a letter to the Chair of the County Commission supporting the County's participation in the Fire Station Alerting Project.*

**Approved as Recommended**

**ADOPTION OF REGULAR AGENDA**

**A motion was made by Commissioner Carter, seconded by Mayor-Commissioner Pro Tem Warren, that this Matter be Adopted. 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**

**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*

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

[100607.](#)

**Request for Proposal - For Reuse/Development of Former U.S. Army Reserve Property (B)**

**This item involves a request for the City Commission to approve staff's ranking of proposals for the reuse/development of the former U.S. Army Reserve Property. \*\*ESTIMATED STAFF PRESENTATION 10 MINUTES\*\***

*Amendment: Add lease options to No. 2 of staff recommendation.*

*Paul Folkers and James Coats made presentations.*

*Jim Konish, Donald Shepherd, Randy Wells, Ken Armstrong, Perry Clausen, Kamal Latham and Tom Lyons spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) approve staff's recommended ranking of the proposals; 2) authorize the City Manager or designee to negotiate a Contract for Sale and Purchase, a Disposition and Development Agreement, and any related documents with Phalanx Defense Systems subject to approval by the City Attorney as to form and legality; and 3) return to the City Commission with said documents for review and approval.*

**A motion was made by Commissioner Carter, seconded by Commissioner Goston, that this Matter be Approved as Amended. 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

[150568.](#)**Citizen Centered Gainesville Quarterly Update (B)**

**This item is a request that the City Commission receive a presentation on implementation efforts related to Citizen Centered Gainesville.**

**\*\*ESTIMATED STAFF PRESENTATION 20 MINUTES\*\***

*Carrie Bush, Sarit Sela and Lila Stewart made presentations.*

**RECOMMENDATION**

*The City Commission hear a presentation from staff.*

**Heard**

[150968.](#)**Gainesville's Historic Depot Building Letter of Intent to Lease (B)**

**This is a request for City Commission approval to execute a Letter of Intent to lease the Historic Depot Building.**

*Cindi Harvey, Rick Cain and Sarah Vidal-Finn made presentations.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*CRA Executive Director to the City Commission: 1) approve the Letter of Intent for the proposed lessee, Double 18, Inc.; 2) authorize the City Manager to execute the Letter of Intent subject to approval by the City Attorney as to form and legality; and 3) authorize CRA Executive Director, or his designee, to complete lease negotiations and bring back a lease for City Commission approval.*

**A motion was made by Commissioner Hayes-Santos, 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

[160010.](#)**Mayor Lauren Poe - Committee Assignments (B)**

*Amendment: Accept the slate of Commission appointments with the exception of appointing Commissioner Hayes-Santos to the Empowerment Center Oversight Advisory Board and Commissioner Chase to the UF-Community Steering Committee on Responsible Alcohol Use.*

*Donald Shepherd spoke to the matter.*

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

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

[150938.](#)

**Interlocal Agreement with Alachua County for Local Option Fuel Tax (NB)**

**Section 336.025, Florida Statutes allow counties to impose a local option gas tax of one - to eleven cents on motor fuel sold in a county, with the revenue generated by such tax to be used by county and municipal governments only for transportation expenditures authorized by law. There are three interlocal agreements with Alachua County identifying the formulas for the distribution of these funds.**

*Motion by Commissioner Carter, seconded by Commissioner Goston to accept staff recommendation, except changing December 2017 to December 2016. Motion failed 3-4, with Commissioner Hayes-Santos, Commissioner Budd, Commissioner Goston and Commissioner Chase voting no. Motion failed.*

*Amendment: 1) Change Recommendation No. 1 to 38.635 percent and 2) Change Recommendation No. 2 from over the next year to be heard on December 31, 2016.*

*Teresa Scott, April Shuping and Paul Folkers made presentations.*

*Perry Clausen, Donald Shepherd and Walter Willard spoke to the matter.*

**RECOMMENDATION**            *The City Commission: 1) authorize the Mayor to execute a one year extension of the Interlocal Agreement for the 4th, 5th and 6th cents of the Local Option Gas Tax through December 31, 2017 and 2) direct City staff to negotiate a long term agreement covering all 11 cents of the Local Option Gas Tax over the next year with a single distribution formula and triggers for periodic review and potential modification to the distribution formula.*

**A motion was made by Commissioner Chase, seconded by Commissioner Goston, that this Matter be Approved as Amended. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos and Commissioner Carter.

**Nay:** 1 - Mayor-Commissioner Pro Tem Warren

[160043.](#)**Authority of Mayor to Negotiate Gas Tax (NB)****RECOMMENDATION**

*The General Policy Committee discuss this issue.*

**A motion was made by Commissioner Chase, seconded by Commissioner Hayes-Santos, that this Matter be Referred to the General Policy Committee, due back on 4/30/2017. 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

[160003.](#)**Bus Pass Program for the Homeless (B)**

**This item is a request for the City Commission to consider and approve the proposed financial plan to provide a bus pass program for the residents of GRACE Marketplace and Dignity Village. This would include authorizing staff to participate with the Alachua County Community Transportation Coordinator in a State grant program to provide transportation services for the homeless at the same location.**

*Fred Murry made a presentation.*

**RECOMMENDATION**

*The City Commission 1) authorize staff to use \$3,485 of surplus funds from the Cold Night Shelter Program and \$2,050 from the Gain Settlement Funds as matching funds to partner with the Alachua County Community Transportation Coordinator for the Florida Commission for the Transportation Disadvantaged Mobility Enhancement Grant; 2) authorize staff to use the previously-approved FY 2016 Bus Pass Program funding of \$15,000 to fund homeless transportation services during the interim period between the end of the current program on May 18 and the beginning of the grant period on July 1, with any remaining monies to be allocated to a Bus Pass Contingency Fund if there is a need during the fiscal year; and 3) authorize the City Manager or designee to enter into an agreement for the CTD Grant Program.*

*Alternative Recommendation: Direct staff to return to the City Commission with other approaches for interim bus services at the next City Commission meeting of May 19, 2016.*

**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

**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 - 4:44 PM**

**RECONVENE - 5:32 PM**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[160008.](#) **Memorial Day - May 30, 2016 (B)**

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

**Heard**

[160009.](#) **Mental Health Month - May 2016 (B)**

RECOMMENDATION *Mental Health Coalition of North Central Florida President Dr. Sherry Conner 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**

- Donald Shepherd*
- Walter Willard*
- Maria Huff Edwards*
- Gabe Hillel*
- Jim Konish*
- Kim Tuttle*
- Patrick Berger*
- Judy Skinner*
- Daryl Bish*
- Sally Adkins*
- Larry Condra*
- Jeff Knee*



Scott Hesch  
Russell Stokes  
Dorothy Francis  
David Edwards  
Pam Naji

Ralph Hilliard spoke to the matter of ITM.

[160044.](#)

#### **ITM Treatment Facility (NB)**

**This is a request for the General Policy Committee to discuss an issue that was referred during the May 19, 2016 City Commission meeting.**

RECOMMENDATION            *The General Policy Committee discuss the issue.*

**A motion was made by Commissioner Carter, seconded by Commissioner Hayes-Santos, that this Matter be Referred to the General Policy Committee, due back on 4/30/2017. 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

### **PUBLIC HEARINGS**

### **RESOLUTIONS - ROLL CALL REQUIRED**

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

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

[150418.](#)

#### **QUASI-JUDICIAL - REZONING TO PLANNED DEVELOPMENT DISTRICT (PD) - 1206 W UNIVERSITY AVENUE (B)**

ORDINANCE NO. 150418, PETITION NO. PB-15-69PDV

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 0.64 acres of property that is generally located at 1206 W University Avenue, as more specifically described in this ordinance, from Urban Mixed-Use District 2 (UMU-2) to Planned Development District (PD); adopting a PD report with land development regulations; 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 Commissioner Carter, seconded by Mayor-Commissioner Pro Tem Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

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

**Nay:** 2 - Commissioner Chase, and Commissioner Hayes-Santos

## 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. \*Estimated Presentation Time is 20 minutes\*.**

*Motion by Commissioner Carter, seconded by Commissioner Hayes-Santos to accept the late registrations by affected parties and late exhibit submittals. Motion passed 7-0.*

*Andrew Persons, Onelia Lazzari Jay Nordquist, Sergio Reyes, Pete Wallace, Russ Ingram, Thomas Burgett and Ralph Hilliard made presentations.*

*Barry Goldman, Dan Vazquez, Tom Kay, Jennifer Springfield, Mary Solecki, Donald Shepherd, Kirk Conrad, Bill Blakely, Michael Turco and Carlos spoke to the matter.*

*Motion by Commissioner Carter, seconded by Commissioner Hayes-Santos to waive the rules to extend the meeting to 10:20 PM. Motion passed 7-0.*

#### **RECOMMENDATION**

*City Plan Board to City Commission - The City Commission approve Petition PB-15-115 PDA and strike the proposed development standard allowing a lift station to service Unit 5, Phase 2 as an alternative to a sewer line crossing the drainage easement, developed recreation & conservation area.*

*The Plan Board voted 3-1.*

*Staff to City Commission - The City Commission approve Petition PB-15-115 PDA.*

*Staff to City Plan Board - Staff recommends approval of Petition PB-15-115 PDA.*

**A motion was made by Commissioner Chase, seconded by Commissioner Carter, that this Matter be Approved (Petition). The motion failed by the following vote:**

**Aye:** 3 - Commissioner Goston, Commissioner Chase, and Commissioner Carter

**Nay:** 4 - Commissioner Budd, Mayor Poe, Commissioner Hayes-Santos, and Mayor-Commissioner Pro Tem Warren

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

*Motion by Commissioner Chase, seconded by Commissioner Carter to waive the rules to extend the meeting to 10:30 PM. Motion passed 7-0.*

*Donald Shepherd  
Peter Wallace  
Michael Turco*

## COMMISSION COMMENT

*Motion by Commissioner Chase, seconded by Commissioner Carter to waive the rules to extend the meeting to 10:35 PM. Motion passed 7-0.*

*Commissioner Goston - Blues Creek*

*Commissioner Budd - 1) Blues Creek; and 2) 8th Avenue (2 East, 1 West) Bike Lane - June 2, 2016 agenda.*

*Commissioner Chase - Blues Creek*

*Commissioner Carter - 8th Avenue*

*Motion by Commissioner Hayes Santos, seconded by Commissioner Carter to waive the rules to extend the meeting to 10:40 PM. Motion passed 7-0.*

*Commissioner Carter left the meeting at 10:41 PM.*

*Motion by Commissioner Hayes Santos, seconded by Commissioner Carter to waive the rules to extend the meeting to 10:45 PM. Motion passed 6-0.*

### 160045.

#### **Complete Streets (NB)**

**This is a request for the General Policy Committee to discuss an issue that was referred during the May 19, 2016 City Commission meeting.**

**RECOMMENDATION**      *The General Policy Committee discuss the issue.*

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

### 160046.

#### **Gainesville Housing Authority/Woodland Park (NB)**

**This is a request for the General Policy Committee to discuss an issue that was referred during the May 19, 2016 City Commission meeting.**

**RECOMMENDATION**      *The General Policy Committee discuss the potential development of an exercise park at the Gainesville Housing Authority/Woodland Park.*

**A motion was made by Mayor-Commissioner Pro Tem Warren, 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:** 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

**ADJOURNMENT - 10:45 PM**

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**Kurt Lannon, Clerk of the Commission**