

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

Thursday, June 18, 2015

1:00 PM

City Hall Auditorium

City Commission

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

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER - 1:10 PM

AGENDA STATEMENT

ROLL CALL

- Present** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd
- Absent** 1 - Commissioner Goston

INVOCATION

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

CITY MANAGER, CONSENT AGENDA ITEMS

Jo Beaty spoke to the matter.

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

- Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd
- Absent:** 1 - Commissioner Goston

[150027.](#)

Authorization for Sidewalk Construction at NW 23rd Terrace and NW 34th Boulevard (B)

This item is a request for the City Commission to approve the guaranteed maximum price of \$592,300 for the sidewalk construction contract with Parrish-McCall Constructors.

RECOMMENDATION *The City Commission: 1) approve the project task; and 2) authorize the City Manager or designee to issue the purchase order.*

Approved as Recommended

[150030.](#)

Support for Florida Department of Environmental Protection Grant for Depot Park Monitoring (B)

This item is a request for the City Commission approval to accept a grant, if awarded from the Florida Department of Environmental

Protection (FDEP).

RECOMMENDATION

The City Commission: 1) authorize the City Manager to accept the grant; and 2) if the grant is awarded, authorize the City Manager to execute all related documents, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[150043.](#)

Application for Disability Retirement for Deborah J. Semarge (NB)

Disability retirement application for Deborah J. Semarge, Account Clerk II, GRU - Accounts Payable for 8.50 years, who has been under the care of a physician for medical reasons.

RECOMMENDATION

The City Commission approve the submitted application for disability retirement for Deborah J. Semarge, Account Clerk II, GRU-Accounts Payable.

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[150061.](#)

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of April 2, April 16 (as amended; referral added), April 30, May 7, May 12 and May 21 (2 sets).

Approved as Recommended

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

LEGISLATIVE AND ORGANIZATIONAL POLICY COMMITTEE, CONSENT

[130276.](#)

Public Records/Clerk's Office (B)

RECOMMENDATION

The City Commission: 1) review and approve the draft web page for Public Records Requests; and 2) remove this agenda item from the Legislative and Organizational Policy Committee's referral list.

Approved as Recommended

[130131.](#) Public Records Request (B)

RECOMMENDATION *The City Commission: 1) review and approve the draft web page for Public Records Requests; and 2) remove this agenda item from the Legislative and Organizational Policy Committee's referral list.*

Approved as Recommended

[140828.](#) LegalShield (B)

RECOMMENDATION *The City Commission: 1) Direct staff to include a legal services model during the next benefits enrollment period; and 2) Remove from the Legislative and Organizational Policy Committee referral list.*

Approved as Recommended

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT

[140740.](#) Hiring Vendors/Workers at Fairs/Events (NB)

This item provides a report from the Recreation, Cultural Affairs and Public Works Committee regarding the process of hiring vendors/workers at fairs/events.

RECOMMENDATION *The City Commission: 1) accept a report from the Recreation, Cultural Affairs and Public Works Committee regarding a referral by the City Commission on February 5, 2015 about hiring vendors/workers at fairs/events, and 2) remove this item from the referral list.*

Approved as Recommended

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

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

Mark Goldstein and Jo Beaty spoke to the matter.

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

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

Absent: 1 - Commissioner Goston

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

*Jim Konish
Debbie Martinez
Donald Shepherd
Mark Goldstein
Ernesto Martinez*

Commissioner Goston arrived at 1:26 PM.

Motion by: Commissioner Warren, seconded by Commissioner Wells, to extend the validated parking for City Commission and Committee meetings. Motion passed 7-0.

CLERK OF THE COMMISSION

[150029.](#)

Appointments to the Development Review Board (B)

Ralph Hilliard made a presentation.

Motion by: Commissioner Chase, seconded by Mayor-Commissioner Pro Tem Carter to appoint Rob C. Edmunds to the Development Review Board. Motion passed:7-0.

Motion by: Commissioner Chase, seconded by Mayor-Commissioner Pro Tem Carter to appoint Rick E. Cain to the Development Review Board. Motion passed 5-2. Commissioners Warren and Wells - Nay.

RECOMMENDATION *The City Commission discuss appointments to the Development Review Board and take appropriate action.*

Approved as Shown Above.

CITY MANAGER

[150033.](#)

Emergency Management Coordination for the City of Gainesville (B)

**This item requests the City Commission hear a presentation on the Coordination of Emergency Management for the City of Gainesville.
ESTIMATED STAFF PRESENTATION 15 MINUTES**

Chief Lane and Chief Sessions made a presentation.

RECOMMENDATION *The City Commission hear the presentation.*

Heard

[150036.](#)

Florida Institute for Workforce Innovation Lease Agreement (B)

This item is a request for the City Commission to approve a lease agreement with the Florida Institute for Workforce Innovation, a Florida

non-profit corporation d/b/a Institute for Workforce .

Amendment: Look at Buy Option

Chief Jones made a presentation.

Sharon Bauer, Donald Shepherd and Jonathan Leslie spoke to the matter.

RECOMMENDATION

The City Commission: 1) waive the competitive process and allow the property at 635 NW 6th Street to be leased to the Florida Institute for Workforce Innovation, a Florida non-profit corporation d/b/a Institute for Workforce Innovation; and 2) authorize the City Manager to negotiate and execute the lease, subject to approval by the City Attorney as to form and legality.

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

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

150037.**Campus Development Agreement (B)**

This is an update on the University of Florida Campus Development Agreement (CDA) and the status of Campus Master Plan (B)

****ESTIMATED STAFF PRESENTATION 10 MINUTES****

Ralph Hilliard, Linda Dixon, Paul Folkers, and Jeff Lane made presentations.

Jim Konish spoke to the matter.

RECOMMENDATION

The City Commission hear a presentation from staff and authorize staff to schedule the required public hearings on the final draft of the CDA.

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

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

Absent: 1 - Commissioner Goston

150062.**Proposed Modifications to Fire Fees (B)**

This item requests the City Commission hear a presentation on proposed modifications to fire fees in Appendix A Schedule of Fees, Rates, and Charges for the City of Gainesville and to provide direction to staff for implementation of the modifications to coincide with development of the FY16 budget. **ESTIMATED STAFF PRESENTATION 15 MINUTES**

Chief Lane and Assistant Chief Rice made presentations.

RECOMMENDATION

The City Commission hear the presentation and authorize the City Attorney to draft, and the Clerk of the Commission to advertise, an amendment to the Code of Ordinances amending the Fire Fees in Appendix A.

Alternate Recommendation

The City Commission hear the presentation and not direct any changes to fire fees.

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

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

Absent: 1 - Commissioner Chase

TIME CERTAIN - 4:00 PM

150032.

FY 2015-2016 Funding Recommendations for the Community Grant Program (B)

The City Commission is requested to consider approval of the City's State Housing Initiatives Partnership Program Affordable Housing Advisory Committee (AHAC) funding recommendations for allocating the FY 2015-2016 Community Grant Program funds.

RECOMMENDATION

The City Commission: 1) consider approval of the AHAC's funding recommendations for the FY 2015-2016 Community Grant Program; and 2) authorize the City Manager or his designee to execute the funding agreements and other related documents with the approved organizations to disburse the grant funds, subject to approval by the City Attorney as to form and legality.

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

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

150045.

FY 2015-2016 Funding Recommendations and Annual Action Plan (Application) for Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Funds (B)

The City Commission is asked to consider recommendations for allocating CDBG and HOME funds for FY 2015-2016 and to authorize the submission of an Annual Action Plan (Application) to the U.S.

Department of Housing and Urban Development (HUD) based on the funding allocations that are approved by the City Commission.

Amendment: Utilize \$6,500 of undesignated fund balance to approve Boy's Club at \$12,000 and 3 Rivers at \$10,000.

Chris Larson, Scott Meyer, and Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) consider recommendations from the CACCD for the outside agencies that are designated to receive FY 2015-2016 CDBG and HOME funds; 2) approve the FY 2015-2016 CDBG and HOME set-aside funding for City projects: City Housing Programs; Block Grant Administration; Code Enforcement; and Cold Weather Shelter for the homeless; 3) authorize the City Manager or designee to prepare and submit the FY 2015-2016 Annual Action Plan (Application), including all understandings and assurances contained therein, to the U.S. Department of Housing and Urban Development for financial assistance under the Community Development Block Grant Program and HOME Investment Partnerships Program and to act on behalf of the City of Gainesville in all matters pertaining to the CDBG and HOME Programs; 4) authorize the City Manager or designee to take actions as appropriate to allocate the FY 2015-2016 CDBG and HOME funds; and 5) authorize the City Manager to execute subrecipient agreements with those outside agencies that are designated to receive FY 2015-2016 CDBG and HOME funding, subject to approval by the City Attorney as to form and legality.

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

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

GENERAL MANAGER FOR UTILITIES

CITY ATTORNEY

[140741.](#)

New Regulations for Vehicles For Hire (B)

By consensus, the City Commission agreed to let the City Attorney's office proceed.

Lee Libby made a presentation.

Adam James, John Rhime, and Allan Penska spoke to the matter.

RECOMMENDATION

The City Commission hear a presentation from staff and discuss any desired revisions to the proposed new regulations for vehicles for hire.

Discussed

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

GENERAL GOVERNMENT COMMITTEE REPORTS (PULLED FROM CONSENT)

PUBLIC SAFETY COMMITTEE

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

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

GENERAL GOVERNMENT-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION

GENERAL GOVERNMENT-RELATED COMMISSION COMMENTS (if time permits)

GAINESVILLE REGIONAL UTILITIES items of a time-sensitive or important nature or pulled from Consent. Must be submitted or pulled the Mayor, a City Commissioner or a Charter Officer.

RECESS - 4:29 PM

5:40 P.M.

PLEDGE OF ALLEGIANCE (5:41pm)

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

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

Jancie Vinson

*Debbie Martinez
Ernesto Martinez
Jim Konish
Kali Blount
Hazel Borden*

6:00 P.M.

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

150046. Qualified Target Industry (QTI) Resolution - CyberSponse, Inc. (B)

This item seeks City Commission approval for a QTI Resolution associated with prospective job creation for the location within the City of Gainesville of CyberSponse, Inc., a cybersecurity software company.

Eric Bredfeldt made a presentation.

RECOMMENDATION

The City Commission: 1) Adopt the QTI Resolution; 2) Authorize the Mayor to execute and the Clerk to attest to the QTI Resolution regarding CyberSponse, Inc.; and 3) Direct the City Manager to forward the executed QTI Resolution to Enterprise Florida.

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

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

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

140296. Living Wage Ordinance - requirements for regular City employees. (B)

Ordinance No. 140296

An ordinance of the City of Gainesville, Florida amending Article IX of Chapter 2 of the City Code of Ordinances relating to Living Wage, by adding a Section 2-618 on requirements for City employees; providing directions to the codifier; 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 Commissioner Warren, seconded by Commissioner Wells, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

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

Absent: 2 - Mayor Braddy, and Commissioner Chase

[140692.](#)

TEXT CHANGE - ROOFTOP SOLAR PHOTOVOLTAIC POWER SYSTEMS (B)

Ordinance No. 140692; Petition No. PB-14-156 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code relating to rooftop solar photovoltaic power systems; by amending Section 30-23 to add a definition; by amending Section 30-343 to allow rooftop solar photovoltaic power systems in all zoning districts; and by amending Section 30-112 to provide regulations for installation of such systems on structures on the local register of historic places; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Onelia Lazzari made a presentation.

RECOMMENDATION

The City Commission: 1) approve Petition No. PB-14-156 TCH; and 2) adopt the proposed ordinance.

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

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

Absent: 1 - Mayor Braddy

ORDINANCES, ADOPTION/2ND READING- ROLL CALL REQUIRED

[140571](#)

CONSOLIDATED POLICE OFFICERS AND FIREFIGHTERS RETIREMENT PLAN ORDINANCE AMENDMENTS (B)

Ordinance No. 140571

An ordinance of the City of Gainesville, Florida, amending Chapter 2, Article VII, Division 8 (Consolidated Police Officers and Firefighters Retirement Plan) of the Code of Ordinances of the City of Gainesville; amending Section 2-600(k), Deferred Retirement Option Program, to increase the time period for DROP eligibility for members with vested service in the City of Gainesville Employees Pension Plan; providing directions to the codifier; 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 Commissioner Wells, seconded by Commissioner Chase, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Mayor Braddy

[140800.](#)

QUASI-JUDICIAL - HISTORIC PROPERTY TAX EXEMPTION - 712 NE 3rd AVENUE (B)

Ordinance No. 140800

An ordinance of the City of Gainesville, Florida, finding that property located at 712 NE 3rd Avenue, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2016, and continuing for 10 years under certain conditions; authorizing the Mayor and the Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: 1 - Mayor Braddy

[140576.](#)

QUASI-JUDICIAL - PLANNED DEVELOPMENT AMENDMENT - OAK HAMMOCK (B)

Ordinance No. 140576; Petition No. PB-14-132 PDA

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning to Planned Development District (PD) approximately 136 acres of property known as "Oak Hammock at the University of Florida" that is generally located south of SW Williston Road at 5100 SW 25th Boulevard, as more specifically described in this ordinance; adopting development conditions and a PD report with PD maps; providing for enforcement; 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 Wells, seconded by Commissioner

Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Mayor Braddy

[140911.](#)

ORDINANCE SETTING 2016 ELECTION DATES AND QUALIFYING DATES (B)

ORDINANCE NO. 140911

AN ORDINANCE OF THE CITY OF GAINESVILLE, FLORIDA, SETTING MARCH 15, 2016 AS THE DATE FOR THE 2016 REGULAR CITY ELECTION AND APRIL 12, 2016 AS THE DATE FOR THE 2016 RUN-OFF ELECTION, IF NECESSARY; SETTING THE DATES FOR QUALIFYING FOR THE 2016 REGULAR ELECTION; 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 Commissioner Wells, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Mayor Braddy

[140693.](#)

COMPREHENSIVE PLAN AMENDMENT - HISTORIC PRESERVATION MAP SERIES (B)

Ordinance No. 140693; Petition No. PB-14-166 LUC

An ordinance amending the Historic Preservation Map Series in the Future Land Use Element of the City of Gainesville Comprehensive Plan by deleting the five historic district maps and replacing with five new historic district maps; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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, and Florida Department of Education, and (2) adopt the proposed ordinance.*

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

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

[140379.](#)

LAND USE CHANGE - DEERHAVEN GENERATING STATION AREA (B)

Ordinance No. 140379; Petition No. PB-14-73 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 2,327.59 acres of property that is generally located west of State Road 121 and north and east of the GRU Deerhaven Generating Station, as more specifically described in this ordinance, from Alachua County Rural/Agriculture (AG) to City of Gainesville Public and Institutional Facilities (PF); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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, and Florida Department of Education, and (2) adopt the proposed ordinance.

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

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

[140380.](#)

QUASI-JUDICIAL - REZONING - GRU DEERHAVEN GENERATING STATION AREA (B)

Ordinance No. 140380; Petition No. PB-14-74 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 2,327.59 acres of property that is generally located west of State Road 121 and north and east of the GRU Deerhaven Generating Station, as more specifically described in this ordinance, from Alachua County Agriculture District (A) to City of Gainesville Public Services and Operations District (PS); 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 Wells, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

[140695.](#)

**LAND USE CHANGE - NORTH OF MORNINGSIDE NATURE PARK
(B)**

Ordinance No. 140695; Petition No. PB-14-162 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 97.8 acres of property that is generally located north of Morningside Nature Center, as more specifically described in this ordinance, from Alachua County Institutional (INST) to City of Gainesville Conservation (CON); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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, and Florida Department of Education, and (2) adopt the proposed ordinance.

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

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

[140697.](#)

**QUASI-JUDICIAL - REZONING - NORTH OF MORNINGSIDE
NATURE PARK (B)**

Ordinance No. 140697; Petition No. PB-14-163 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 97.8 acres of property that is generally located north of Morningside Nature Center, as more specifically described in this ordinance, from Alachua County Agriculture (A) to City of Gainesville Conservation District (CON); 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 Wells, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

PLAN BOARD PETITIONS

[140817.](#)

Amend Comprehensive Plan Text (B)

Petition PB-14-40 CPA. City Plan Board. Amend the text of the Comprehensive Plan for consistency with proposed changes to the Land Development Code and to create new land use categories. Related to Petitions PB-14-41 TCH and PB-14-42 LUC. **expected presentation time 8 minutes**

Andrew Persons, Onelia Lazzari and Ralph Hilliard made presentations.

Aaron Green, Barbara Sharpe, Tana Silva, Ernesto Martinez, Mark Goldstein, Robert Pearce, Tom Rider, Marianne Lasley and Ricardo Castille spoke to the matter.

RECOMMENDATION

Staff to City Commission - The City Commission: 1) hear a presentation from staff; 2) provide staff with direction; and 3) continue the Public Hearing to September 30, 2015.

Staff to City Commission - The City Commission approve Petition PB-14-40 CPA as recommended by the Plan Board.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-40 CPA.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

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

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

[140818.](#)

Update the Land Development Code (B)

Petition PB-14-41 TCH. City Plan Board. Amend the Land Development Regulations to update the Land Development Code to add new zoning districts, a revised list of uses, and associated regulations. Related to Petitions PB-14-40 CPA, PB-14-42 LUC, and PB-14-43 ZON. **expected presentation time 20 minutes**

RECOMMENDATION

Staff to City Commission - The City Commission: 1) hear a presentation from staff; 2) provide staff with direction; and 3) continue the Public Hearing to September 30, 2015.

Staff to City Commission - The City Commission approve Petition PB-14-41 TCH.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-41 TCH.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

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

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

[140819.](#)

Amend Future Land Use Category on properties (B)

Petition PB-14-42 LUC. City Plan Board. Amend the City of Gainesville Future Land Use Map from multiple land use categories (Mixed-Use High-Intensity, Urban Mixed-Use 1, Urban Mixed-Use 2, Mixed-Use Residential, Residential High-Density, Mixed-Use Low, Mixed-Use Medium, Public and Institutional Facilities, Office, Residential Low-Density, Residential Medium-Density, Commercial, Single-Family, or Industrial) to Urban Core, Urban Mixed-Use High Intensity, Urban Mixed-Use, Mixed-Use Office/Residential, or Residential Low-Density. Related to Petitions PB-14-40 CPA, PB-14-41 TCH, and PB-14-43 ZON. **expected presentation time 5 minutes**

RECOMMENDATION

Staff to City Commission - The City Commission: 1) hear a presentation from staff; 2) provide staff with direction; and 3) continue the Public Hearing to September 30, 2015.

Staff to City Commission - The City Commission approve Petition PB-14-42 LUC.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-42 LUC.

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

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

[140820.](#)

Rezone property from multiple zoning districts to several new zoning districts (B)

Petition PB-14-43 ZON. City Plan Board. Rezone property from multiple zoning districts (RSF-1: 3.5 units/acre single-family residential; RSF-3: 5.8 units/acre single-family residential district; RSF-4: 8 units/acre single-family residential; RMF-5: 12 units/acre single-family/multiple-family residential; RMF-6: 8-15 units/acre

multiple-family residential; RMF-7: 8-21 units/acre multiple-family residential; RMF-8: 8-30 units/acre multiple-family residential; RC: 12 units/acre residential conservation; RMU: Up to 75 units/acre residential mixed use; RH-1: 8-43 units/acre residential high density; RH-2: 8-100 units/acre residential high density district; OR: 20 units/acre office residential; OF: General office; BUS: General business; BA: Automotive-oriented business; BT: Tourist-oriented business; MU-1: 8-30 units/acre mixed use low intensity; MU-2: 12-30 units/acre mixed use medium intensity; CCD: Up to 150 units/acre central city district; UMU-1: 8-75 units/acre, and up to 25 additional units/acre by special use permit, urban mixed-use; UMU-2: 10-100 units/acre, and up to 25 additional units/acre by special use permit, urban mixed-use; W: Warehousing and wholesaling; I-1: Limited industrial district; I-2: General industrial; MD: Medical services; PS: Public services and operations; PD: Planned Development) to T-6: Urban Core; T-5: Urban Mixed-Use High intensity; T4-R: Urban Residential low density; T-4 RMU: Residential Mixed Use; T-4 OR: Urban Office/Residential; T-4 M1: Urban Mixed-Use 1; T-4 C: Mixed-Use Corridor; or T-4 M2: Urban Mixed-Use 2 district. Related to PB-14-42 LUC. ****expected presentation time 20 minutes****

RECOMMENDATION

Staff to City Commission - The City Commission: 1) hear a presentation from staff; 2) provide staff with direction; and 3) continue the Public Hearing to September 30, 2015.

Staff to City Commission - The City Commission approve Petition PB-14-43 ZON.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-43 ZON.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

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

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

140840.

Underage Drinking Ordinance (B)

Paul Folkers, Lt. Giles, Lee Libby, and Brian Helmersen made presentations.

Mark Goldstein, Ryan Prodesky, Debbie Martinez and Ernesto Martinez spoke to the matter.

RECOMMENDATION

The City Commission direct the City Attorney to draft and the Clerk of the Commission to advertise amendments to the Underage Drinking Ordinance that would prohibit anyone under the age of 21 from being in a bar or entering a bar after 10 p.m. unless a permit has been issued by the City.

A motion was made by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Referred to the General Policy Committee, due back on 12/18/2015. The motion carried by the following vote:

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

[150072.](#)

Mayor Ed Braddy - City Hall Relocation (NB)

Jim Konish, Sharon Bauer and Debbie Martinez spoke to the matter.

RECOMMENDATION *The City Commission discuss the relocation of City Hall and take action deemed appropriate.*

A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Wells, that this Matter be Referred to the General Policy Committee, due back on 12/18/2015. The motion carried by the following vote:

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

[150074.](#)

August 10th Joint Meeting (NB)

Motion: Items for August 10, 2015: 1) Fire Services, Transport; 2) Parks; and 3) GRACE Marketplace and Dignity Village.

RECOMMENDATION *The City Commission discuss the items forwarded from the Alachua County Commission and select items (and any others) to be placed on a new joint meeting requested for August 10, 2015, at 3:30 pm and keep the already scheduled joint meeting on August 31, at 3:00 pm as previously scheduled.*

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

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

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

*Mayor Braddy - Action Network (GRU bills)
Commissioner Chase - Happy Birthday to Daughter*

*Motion by: Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter: CRA to review the College Park Action Plan and Infrastructure; and the Affordable Housing Program.
Motion passed 7-0.*

[150064.](#)

Rules of the City Commission (B)

Motion by: Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Warren to waive the rules to 11:15 PM. Motion carried 7-0.

RECOMMENDATION

The City Commission discuss the Rules of the City Commission and take action deemed appropriate.

A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Wells, that this Matter be Referred to the Legislative and Organizational Policy Committee, due back on 12/18/2015. The motion carried by the following vote:

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

CITIZEN COMMENT (If time permits)

ADJOURNMENT - 11:14

Kurt Lannon, Clerk of the Commission