

City of Gainesville

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



Meeting Minutes

Thursday, June 21, 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 - 1:06 PM

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ROLL CALL

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

Absent: Yvonne Hinson-Rawls

INVOCATION

The City Commission observed a moment of silence.

CONSENT AGENDA

[Play Video](#)

MOTION: A motion was made by Commissioner Hawkins, seconded by commissioner Bottcher to adopt the Consent Agenda, as modified.

(VOTE: 6-0, Commissioner Yvonne Hinson-Rawls - Absent, MOTION CARRIED)

MODIFICATIONS:

1. File #120107 -(New Item) First Amendment to Interlocal Agreement Between Alachua County and the City of Gainesville for the Charter County and Regional Transportation System Surtax - (Added to the Consent Agenda and a recommendation to move to the Regular Agenda).

2. File #110952 - Traffic and Motor Vehicle Overtime Metered Parking - (Remove from the Consent Agenda and place on the Regular Agenda for discussion).

CITY MANAGER, CONSENT AGENDA ITEMS

120059.

Firefighter Personal Accountability System Upgrade (NB)

This item requests that the City Commission authorize the City Manager or designee to approve the issuance of a purchase order to upgrade the TPASS personal accountability system.

RECOMMENDATION

The City Commission authorize the City Manager or designee to approve the issuance of a purchase order to upgrade the TPASS system.

This Matter was Approved as Recommended on the Consent Agenda.

120060.**Elected Official's Retirement Benefit Options (NB)**

RECOMMENDATION *The City Commission: 1) approve the "catch up" contribution payment of \$16,611.70; and 2) authorize the City Manager or his designee to amend the 401(a) to include elected officials as eligible members, subject to the approval of the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

120063.**Request To Increase Trespass Towing Rates (B)**

This item requests the City Commission consider raising the Trespass Towing Rates for the upcoming year (2013).

RECOMMENDATION *The City Commission refer this item to the Public Safety Committee to review and address the proposed rate increase.*

This Matter was Approved as Recommended on the Consent Agenda.

120063_TowingRateEmail_20120621.pdf

120029.**Contract for Wilhelmina Johnson Resource Center (NB)**

This is a request to authorize staff to negotiate a contract with the Cultural Arts Coalition for annual operation of the Wilhelmina Johnson Resource Center.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager or his designee to begin contract negotiations with the Cultural Arts Coalition subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

120030.**Contract for Services at Rosa B. Williams Recreation Center (NB)**

This is a request to authorize staff to negotiate a contract with Yopp! Inc. for annual operation of the Rosa B. Williams Recreation Center.

RECOMMENDATION *Recommended Motion: The City Commission authorize the City Manager or his designee to begin contract negotiations with Yopp! Inc. for annual operation of the Rosa B. Williams Recreation Center subject to approval by the City Attorney as to form and legality.*

This Matter was Approved as Recommended on the Consent Agenda.

120064.

Grant Application for Hoggetowne Medieval Faire (NB)

This item involves a request to authorize submission of an application by the Parks, Recreation and Cultural Affairs Department for a grant from the Alachua County Tourist Product Development Program for funds to provide marketing and promotion for the Hoggetowne Medieval Faire.

RECOMMENDATION

The City Commission: 1) approve the submission of a grant application to Alachua County Tourist Product Development Program; 2) authorize the City Manager to execute the application; and 3) if awarded, authorize the City Manager to execute the grant agreement and other grant-related documents, subject to approval by the City Attorney as to form and legality.

Alternative Recommendation

The City Commission decline the request to submit a grant application to the Alachua County Tourist Product Program.

This Matter was Approved as Recommended on the Consent Agenda.

120039.

C. R. Layton United States Army Reserve Center - 1125 NE 8th Avenue (B)

RECOMMENDATION

The City Commission direct the City Manager to proceed with the Phase II Environmental Assessment of the property.

This Matter was Approved as Recommended on the Consent Agenda.

120039A_Site Map_20120607.pdf

120039B_Property Deed_20120607.pdf

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

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120056.

RODRICK THOMPSON, AND DEBORAH THOMPSON VS. CITY OF GAINESVILLE, A POLITICAL SUBDIVISION; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2012-CA-2040(B)

RECOMMENDATION

The City Commission authorize the City Attorney to represent

the City of Gainesville in the case styled Rodrick Thompson, and Deborah Thompson vs. City of Gainesville, a political subdivision; Eighth Judicial Circuit, Case No. 2012-CA-2040.

This Matter was Approved as Recommended on the Consent Agenda.

120056_Rodrick and Deborah Thompson Consent_20120621.pdf

120066.

RAY LEWIS VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2012-CA-838 (B)

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City of Gainesville in the case styled Ray Lewis vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2012-CA-838.*

This Matter was Approved as Recommended on the Consent Agenda.

120066_Ray Lewis Consent_20120621.pdf

120080.

GENENE BARTLEY V. CITY OF GAINESVILLE CASE NO.:01-2010-CA-6601; EIGHTH JUDICIAL CIRCUIT, IN AND FOR ALACHUA COUNTY (B)

RECOMMENDATION *The City Commission 1) approve the terms of the mediated settlement; and 2) authorize the City Attorney to settle the lawsuit styled Genene Bartley v. City of Gainesville; Alachua County Circuit Court; Case No.: 01-2010-CA-6601, on behalf of the City.*

This Matter was Approved as Recommended on the Consent Agenda.

120080_Bartley Settlement_20120621.pdf

120045.

STEPHEN LOCKE v. THE CITY OF GAINESVILLE, FLORIDA, OFFICER JOEY DEVORE AND OFFICER DANIEL SURRENCY, COURT CASE NO. 1:12-CV-00099-SPM-GRJ (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available to represent the City of Gainesville and the individual officers in the case styled Stephen Locke v. the City of Gainesville, Florida, Officer Joey Devore and Officer Daniel Surrency, Court Case No. 1:12-CV-00099-SPM-GRJ*

This Matter was Approved as Recommended on the Consent Agenda.

120045_Stephen Locke Consent_20120621.pdf

120054.

AMANDA ARCE VS. CITY OF GAINESVILLE, AND BRETT ROBISON INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY; EIGHTH JUDICIAL CIRCUIT, COURT CASE NO. 12-CA-2144 (B)

RECOMMENDATION *The City Commission authorize the City Attorney, and/or Special Counsel if insurance coverage is available, to represent the City of Gainesville in the case styled Amanda Arce vs. City of Gainesville, and Brett Robison individually and in his official capacity; Eighth Judicial Circuit, Court Case No. 12-CA-2144.*

This Matter was Approved as Recommended on the Consent Agenda.

120054_Amanda Arce Consent_20120621.pdf

120065.

CHASE NELSON VS. THE CITY OF GAINESVILLE, FLORIDA, A MUNICIPAL CORPORATION, AND OFFICER DAVID REVEILLE, IN HIS INDIVIDUAL CAPACITY, COURT CASE NO. 1:12-CV-00113 (B)

RECOMMENDATION *The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available to represent the City of Gainesville and the individual officer in the case styled Chase Nelson vs. the City of Gainesville, Florida, a municipal corporation, and Officer David Reveille, in his individual capacity, Court Case No. 1:12-CV-00113.*

This Matter was Approved as Recommended on the Consent Agenda.

120065_Chase Nelson Consent_20120621.pdf

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

120083.

Appointments to City Commission Advisory Boards and Committees (NB)

RECOMMENDATION *The City Commission appoint:*

Avery Strickland and Nina Ring to the City Beautification Board for a term to expire 11/1/15.

Amy Schafer to the Fire Safety Board of Adjustment for a term to expire 11/1/15.

Claire Manley and Gina Van Blokland to the Public Recreation and Parks Board for a term to expire 6/1/15.

Christopher Coleman to the Pension Review Committee for a term to expire 7/31/17.

Ivor Kincaide to the Tree Advisory Board for a term to expire 1/1/15.

Ivor Kincaide to the Tree Board of Appeals for a term to expire 1/1/15.

This Matter was Approved as Recommended on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Commissioner Hawkins, seconded by Commissioner Bottcher, 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, Thomas Hawkins and Craig Lowe

Absent: Yvonne Hinson-Rawls

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

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*MOTION: A motion was made by Commissioner Hawkins, seconded by Commissioner Poe to adopt the Regular Agenda, as modified.
(VOTE: 6-0, Commissioner Hinson-Rawls - Absent, MOTION CARRIED)*

MODIFICATIONS:

1. File #120097 - Refunding of Certain Outstanding Bonds - (Revised agenda language and additional back-up submitted with revisions on June 19 2012); (revised ppt, replacement pages to Exhibits J and K, and revised authorizing resolution added 6/20/2012); (corrected title inserted 6/20/2012 @ 5:33 PM); and (3rd revised ppt

added 6/21/2012 @ 12:00 PM).

2. File #110076 - Land Development Code - Protection of Natural and Archaeological Resources - (New recommendation to continue to July 19, 2012).

3. File #110077 - Rezoning - Significant Ecological Communities Overlay District - (New recommendation to continue to July 19, 2012).

4. File #110078 - Rezoning Significant Ecological Communities Overlay District - (New recommendation to continue to July 19, 2012).

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

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120025. City Commission Referral List (B)

[Play Video](#)

MOTION: Approve the Referral Status Report as presented.

RECOMMENDATION *The City Commission review the attached referral list and take appropriate action.*

A motion was made by Commissioner Bottcher, seconded by Commissioner Hawkins, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

120025_referral_status_update_20120621.pdf

CITY MANAGER

[Play Video](#)

100948. Homeless Medical Respite Program (B)

This item requests that the City Commission hear a report update on the results of the Homeless Respite Pilot Program and consider ongoing funding for the Homeless Medical Respite Program.

[Play Video](#)

Neighborhood Planning Coordinator John Wachtel and Health Department Director of Program Development Diane Dimperio gave presentations.

RECOMMENDATION

The City Commission: 1) hear a report update from the Implementation Committee on the results of the Homeless Respite Pilot Program; 2) direct the City Manager to include \$5,200 (to be matched by the County) for the Homeless Medical Respite Program in FY 2012-13; and future annual fiscal budgets as appropriated; and 3) authorize the City Manager to execute amendment(s) to the existing Interlocal Agreement or a new Interlocal Agreement as necessary to continue the Homeless Respite Program, subject to review as to form and legality by the City Attorney's Office.

A motion was made by Commissioner Poe, 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, Todd Chase, Thomas Hawkins and Craig Lowe

Absent: Yvonne Hinson-Rawls

100948A_Respite PPT_20110616.pdf

100948B_Comm Minutes_20110616.pdf

100948_Interlocal Agreement_20120503.pdf

100948A_Presentation_20120621.pdf

100948B_Letter from IMCOM_20120621.pdf

100948C_Report_20120621.pdf

120049.**Community Development Review Committee (CDRC) Recommendations - 120 Day Update (B)**

[Play Video](#)

Planning and Development Services Director Erik Bredfeldt gave a presentation.

MOTION: Request that staff bring back another update during FY2012-2013.

RECOMMENDATION

City Commission: 1) hear a presentation from staff regarding a 120 day update on implementation of CDRC recommendations.

A motion was made by Commissioner Hawkins, seconded by Commissioner Bottcher, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

120049A_Memo Staff Action Plan_20120621.pdf

120049B_Final Bldg Inspection Matrix_20120621.pdf

110631.**Downtown Gainesville Hotel and Conference Center (B)**

[Play Video](#)

CRA Finance Manager Lynn Janoski, Sr. Assistant City Attorney Nicolle Shalley, Interim CRA Director Kelly Fisher and Finance Director Mark Benton gave presentations.

MOTION: Request the City Manager and CRA staff identify funding partners for the Hotel and Conference Center and report back to the City Commission by the end of the current calendar year.

Mayor Lowe recognized Scherwin Henry and GDOT President Shawn Shepherd who spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive a presentation from staff on financial assistance requested by the phase one respondents; 2) discuss requested assistance and whether it is feasible for the City to make any assistance available; and 3) provide direction to staff on whether to terminate the ITN or, if assistance is made available, to initiate phase two of the ITN.*

A motion was made by Commissioner Poe, seconded by Commissioner Hawkins, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

110631_Map_20120202.pdf

110631_Presentation_20120621.pdf

120107.

First Amendment to Interlocal Agreement Between Alachua County and the City of Gainesville for the Charter County and Regional Transportation System Surtax (B)

The Alachua County Board of County Commission authorized the advertisement of a public hearing on July 10, 2012 to consider an ordinance to levy a 0.75 percent (3/4 percent) sales surtax for a period of 15 years to improve county and municipal roads, subject to voter approval and amended to delete the prohibition on the use of revenue for sidewalks. This prompts the need to amend the Interlocal Agreement between Alachua County and the City of Gainesville.

Public Works Director Teresa Scott gave a presentation.

MOTION: 1) Request that the City Attorney provide an update on the status of the two (2) outstanding interlocal agreements that have already been signed by the City; 2) request the City Attorney prepare a draft a resolution for consideration opposed to any sales surtax that would distribute revenue to the City, based on the current allocation of approximately 24%; 3) direct staff to prepare a letter for the Mayor's signature that requests that Alachua County not place the referendum on the ballot that would distribute only 24% of the revenue to the City; 4) request the City Attorney look at the process thus far, including the inducement with the two (2) interlocal agreements and the use of the proceeds restricted to infrastructure sales surtax type

projects, but levied through the Charter County Transportation Sales Surtax and determine whether that creates any legal complications; and 5) if the County reverts the distribution to what the City and the County originally negotiated and agreed to, the City would consider approving an interlocal agreement.

RECOMMENDATION *The City Commission approve the First Amendment to Interlocal Agreement Between Alachua County and the City of Gainesville For Use and Distribution Of Funds Generated By a Charter County and Regional Transportation System Sales Surtax To Be Used For Improvement and Maintenance of Roads and Bridges.*

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

120107_Agreement_20120621.pdf

GENERAL MANAGER FOR UTILITIES

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120094.

St. Johns River Water Management District Water Conservation Project for Indoor Retrofits (B)

Staff recommends GRU's participation in a water conservation pilot study funded by a St. Johns River Water Management District through a cost share grant for Optimization and Reliability of Selected Indoor Water Conservation Retrofits.

[Play Video](#)

GRU Assistant General Manager for Water/Wastewater Administration David Richardson and GRU Supervising Engineer Rick Hutton gave presentations.

RECOMMENDATION *City Commission: 1) authorize the General Manager, or his designee, to accept a cost share grant in the amount of \$151,527 from the St. Johns River Water Management District (SJRWMD) for GRU's participation in a water conservation pilot study; and 2) authorize the General Manager, or his designee to negotiate and execute procurement contracts necessary to perform the scope of the Optimization and Reliability Water Conservation Retrofits pilot study, including in-kind services and matching funds not to exceed \$303,054.*

A motion was made by Commissioner Hawkins, 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, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls
120094_revised ppt_20120621.pdf

CITY ATTORNEY

110952.

TRAFFIC AND MOTOR VEHICLE OVERTIME METERED PARKING (B)

[Play Video](#)

RECOMMENDATION

The City Commission authorize the City Attorney to draft, and the Clerk to advertise, an ordinance amending Section 26-76 of the City of Gainesville Code of Ordinances to provide that overtime metered parking, or overtime signs, shall not be applicable to employees on official business in governmental owned vehicles, whether or not marked by governmental license plates or other official governmental marking.

A motion was made by Commissioner Hawkins, seconded by Commissioner Wells, that this matter be Referred to the Recreation, Cultural Affairs and Public Works Committee. The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls
110952_Overtime Metered Parking_20120621.pdf

CITY AUDITOR

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

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120086.

Nominations - Library District Board of Trustees (B)

[Play Video](#)

MOTION: Nominate Charmaine Henry, Kelly Livingston and Judith Russell for consideration of appointment to the Library District Governing Board.

RECOMMENDATION

The City Commission nominate three applicants for consideration of appointment by the Library District Governing Board.

A motion was made by Commissioner Poe, seconded by Commissioner Wells, that this matter be Approved as shown above (See Motion). The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Thomas Hawkins and Craig Lowe
Absent: Yvonne Hinson-Rawls
120086_librarynomination_20120621.pdf

EQUAL OPPORTUNITY DIRECTOR

[Play Video](#)

120062. Affirmative Action Plan (B)

[Play Video](#)

EO Director Cecil Howard gave a presentation.

RECOMMENDATION *The City Commission: 1) hear a summary of the 2012 Affirmative Action Plan; and 2) receive the 2012 Affirmative Action Plan as prepared.*

A motion was made by Commissioner Poe, 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, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls
120062_2012 AA PLANS PPT_20120621.pdf
120062a_2012 AA PLAN(GG)_20120621.pdf
120062b_2012 AA PLAN (GRU)_20120621.pdf

COMMITTEE REPORTS (PULLED FROM CONSENT)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

RECESS - 5:05 PM

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RECONVENE - 6:00 PM

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PLEDGE OF ALLEGIANCE (5:30pm)

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PROCLAMATIONS/SPECIAL RECOGNITIONS

[Play Video](#)

120081. Americans with Disabilities Act Awareness Month - July 2012 (B)

[Play Video](#)

RECOMMENDATION *Office of Equal Opportunity Director Cecil Howard and Citizens Disability Advisory Committee Chair Mark Mayfield to accept the proclamation.*

Heard

120081_ADA_20120621.pdf

120082. Tacachale Special Olympians Day - June 21, 2012 (B)

[Play Video](#)

RECOMMENDATION *Tacachale Center Administrator Michael S. Mayfield and Tacachale Residents, Ernestine B., Darrel F., Jerald L., Mary M., Elida D., William C., Steve M., Allan M., Tammie R., Teresa S., David D., Laura H. and Ron Jr. to accept the proclamation.*

Heard

120082_Tacachale_20120621.pdf

120087. Nursing Home Week - May 13-19, 2012 (B)

[Play Video](#)

RECOMMENDATION *Parks and Rehabilitation Chief Operating Officer Cheryl Scharoun and President Council President Linda Rainey to accept the proclamation.*

Heard

120087_NursingHome_20120621.pdf

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

[Play Video](#)

Gabriel Hillel

1. *Hearing Loop in City Hall.*
2. *Elections.*

Mac McEachern

Mayor's Assistant.

Kali Blount

Gainesville Housing Authority.

Tim Strauser

Tires Plus issue.

Sandra Watts Kennedy

Cabot-Koppers Superfund Site.

Maria Parsons

Cabot-Koppers Superfund Site.

Bea Horton

Cabot-Koppers Superfund Site.

John Davies

Political, environmental issues.

Debbie Martinez

County Transportation Surtax.

Darlene Pifalo

Various Issues.

Walter Willard

Various Issues.

Jo Beaty

Transparency - Public Records.

Pat Fitzpatrick

Social Issues.

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

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120097.

A RESOLUTION INCORPORATING BY REFERENCE AND ADOPTING, AND AUTHORIZING THE EXECUTION AND DELIVERY OF, (A) A TWENTY-FOURTH SUPPLEMENTAL UTILITIES SYSTEM REVENUE BOND RESOLUTION FOR THE PURPOSE OF AUTHORIZING THE ISSUANCE, SALE, EXECUTION AND DELIVERY OF NOT TO EXCEED \$100,000,000 OF THE CITY OF GAINESVILLE, FLORIDA'S UTILITIES SYSTEM REVENUE BONDS, 2012 SERIES A IN ORDER TO PROVIDE A PORTION OF THE MONEYS NECESSARY TO REFUND CERTAIN OF THE CITY'S OUTSTANDING UTILITIES SYSTEM REVENUE BONDS, AND DELEGATING THE AUTHORITY TO DETERMINE CERTAIN MATTERS IN CONNECTION THEREWITH AND (B) A TWENTY-FIFTH SUPPLEMENTAL UTILITIES SYSTEM REVENUE BOND RESOLUTION FOR THE PURPOSE OF AUTHORIZING THE ISSUANCE, SALE, EXECUTION AND DELIVERY OF NOT TO EXCEED \$105,000,000 OF THE CITY'S VARIABLE RATE UTILITIES SYSTEM REVENUE BONDS, 2012 SERIES B IN ORDER TO PROVIDE THE MONEYS NECESSARY TO REFUND CERTAIN OF THE CITY'S OUTSTANDING UTILITIES SYSTEM REVENUE BONDS, AND DELEGATING THE AUTHORITY TO DETERMINE CERTAIN MATTERS IN CONNECTION THEREWITH; APPROVING THE NEGOTIATED SALE OF THE 2012 SERIES A BONDS AND APPROVING THE FORM, AND AUTHORIZING THE EXECUTION AND DELIVERY, OF A CONTRACT OF PURCHASE WITH RESPECT THERETO, AND DELEGATING THE AUTHORITY TO DETERMINE CERTAIN MATTERS IN CONNECTION THEREWITH; APPROVING THE NEGOTIATED SALE OF THE 2012 SERIES B BONDS AND APPROVING THE FORM, AND AUTHORIZING THE EXECUTION AND DELIVERY, OF A CONTRACT OF PURCHASE WITH RESPECT THERETO, AND DELEGATING THE AUTHORITY TO DETERMINE CERTAIN MATTERS IN CONNECTION THEREWITH; APPROVING THE FORM, AND AUTHORIZING THE EXECUTION AND DELIVERY, OF CONTINUING DISCLOSURE CERTIFICATES WITH RESPECT TO THE 2012 SERIES A AND B BONDS; APPROVING THE FORM, AND AUTHORIZING THE EXECUTION AND DELIVERY, OF A REMARKETING AGREEMENT, A TENDER AGENCY AGREEMENT AND A STANDBY BOND PURCHASE AGREEMENT WITH RESPECT TO THE 2012 SERIES B BONDS; APPROVING THE FORM, AND AUTHORIZING THE EXECUTION AND

DELIVERY, OF AN ESCROW DEPOSIT AGREEMENT RELATING TO THE 2012 SERIES A BONDS; AUTHORIZING, WITH RESPECT TO THE 2012 SERIES A BONDS, THE DEPOSIT OF BOND PROCEEDS AND CERTAIN OTHER AMOUNTS INTO THE ESCROW ACCOUNT TO BE ESTABLISHED PURSUANT TO THE ESCROW DEPOSIT AGREEMENT AND THE INVESTMENT OF SUCH MONEYS; AUTHORIZING THE AUTHENTICATION AND DELIVERY OF THE 2012 SERIES A AND B BONDS; APPROVING THE FORM AND USE OF THE PRELIMINARY OFFICIAL STATEMENT AND THE OFFICIAL STATEMENT RELATING TO THE 2012 SERIES A BONDS AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID OFFICIAL STATEMENT; APPROVING THE FORM AND USE OF THE OFFICIAL STATEMENT RELATING TO THE 2012 SERIES B BONDS AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID OFFICIAL STATEMENT; AUTHORIZING THE REGISTRATION OR QUALIFICATION OF THE 2012 SERIES A AND B BONDS UNDER THE BLUE SKY LAWS OF VARIOUS STATES; AUTHORIZING CERTAIN CITY OFFICIALS TO TAKE OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE 2012 SERIES A AND B BONDS; AUTHORIZING THE EXTENSION OR SUBSTITUTION OF THE LIQUIDITY FACILITY FOR THE 2012 SERIES B BONDS; AUTHORIZING THE REMOVAL OF THE REMARKETING AGENT AND/OR THE TENDER AGENT FOR THE 2012 SERIES B BONDS AND APPOINTMENT OF SUCCESSOR(S) THEREFOR; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

[Play Video](#)

GRU General Manager for Utilities Bob Hunzinger and GRU Chief Financial Officer Jennifer Hunt gave presentations.

Mayor Lowe recognized Mark Goldstein, Kevin Daly, John Martin, Bob Wilson, Mac McEachern, Wilbur Holloway Debbie Martinez, Mario Perez, Ernesto Martinez, Walter Willard, Paula Stahmer, Alan Winkle, Ray Washington, Anne Orlando, Rob Brinkman and Jo Beaty who spoke to the matter.

RECOMMENDATION

The City Commission:

1. Adopt the attached resolution (Authorizing Resolution), which:

(a) incorporates by reference and adopts, and authorizes the execution and delivery of:

(i) a Twenty-Fourth Supplemental Utilities System Revenue Bond Resolution (Twenty-Fourth Supplemental Resolution), which authorizes the issuance, sale, execution and delivery of not to exceed \$100 million in aggregate principal amount of the City's tax-exempt Utilities System Revenue Bonds, 2012 Series A (2012 Series A Bonds) in order to refund portions of (X) the City's tax-exempt Utilities System Revenue Bonds,

2003 Series A (2003 Series A Bonds), and (Y) the City's tax-exempt Utilities System Revenue Bonds, 2005 Series A (2005 Series A Bonds), and delegates the authority to determine certain matters in connection therewith; and

(ii) a Twenty-Fifth Supplemental Utilities System Revenue Bond Resolution (Twenty-Fifth Supplemental Resolution), which authorizes the issuance, sale, execution and delivery of not to exceed \$105 million in aggregate principal amount of the City's tax-exempt Variable Rate Utilities System Revenue Bonds, 2012 Series B (2012 Series B Bonds) in order to refund portions of (W) the City's Utilities System Revenue Bonds, 2005 Series B (Federally Taxable) (2005 Series B Bonds), (X) the City's tax-exempt Variable Rate Utilities System Revenue Bonds, 2005 Series C (2005 Series C Bonds), (Y) the City's tax-exempt Variable Rate Utilities System Revenue Bonds, 2006 Series A (2006 Series A Bonds) and (Z) the City's Utilities System Revenue Bonds, 2008 Series A (Federally Taxable) (2008 Series A Bonds), and delegates the authority to determine certain matters in connection therewith;

(b) in the case of the 2012 Series A Bonds:

(i) approves the form, and authorizes the execution and delivery, of a contract of purchase between the City and an underwriting group for which J.P. Morgan Securities LLC (JP Morgan Securities) will serve as senior book-running manager, and delegates the authority to determine certain matters in connection therewith;

(ii) approves the form, and authorizes the execution and delivery, of a continuing disclosure certificate;

(iii) approves the form and use of the preliminary official statement and the official statement relating to the 2012 Series A Bonds and authorizes the execution and delivery of said official statement; and

(iv) approves the form, and authorizes the execution and delivery, of an escrow deposit agreement with U.S. Bank Trust National Association, the Trustee for our Utilities System Revenue Bonds (U.S. Bank Trust), authorizes the deposit of 2012 Series A Bond proceeds and certain other amounts into the escrow account to be established pursuant to said escrow deposit agreement and authorizes the investment of such monies in such Defeasance Securities as an Authorized Officer of the City (as such terms are defined in the Utilities Bond Resolution) shall determine (including, without

limitation, United States Treasury Securities - State and Local Government Series);

(c) in the case of the 2012 Series B Bonds:

(i) approves the form, and authorizes the execution and delivery, of a contract of purchase between the City and JP Morgan Securities, which will serve as sole underwriter, and delegates the authority to determine certain matters in connection therewith;

(ii) approves the form, and authorizes the execution and delivery, of a continuing disclosure certificate;

(iii) approves the form and use of the official statement relating to the 2012 Series B Bonds and authorizes the execution and delivery of said official statement;

(iv) approves the form, and authorizes the execution and delivery, of a remarketing agreement between the City and JP Morgan Securities, pursuant to which JP Morgan Securities will serve as the initial remarketing agent for the 2012 Series B Bonds;

(v) approves the form, and authorizes the execution and delivery, of a tender agency agreement between the City and U.S. Bank Trust, pursuant to which U.S. Bank Trust will serve as the initial tender agent for the 2012 Series B Bonds;

(vi) approves the form, and authorizes the execution and delivery, of a standby bond purchase agreement between the City and JPMorgan Chase Bank, National Association (JP Morgan Chase Bank), pursuant to which JPMorgan Chase Bank will provide liquidity support for any 2012 Series B Bonds that are tendered for purchase and not remarketed;

(vii) delegates the authority to extend the term of any facility providing liquidity support for the 2012 Series B Bonds or to procure another facility in substitution therefor; and

(viii) delegates the authority to remove the remarketing agent and/or the tender agent for the 2012 Series B Bonds and to appoint successor(s) therefor; and

(d) in the case of the 2012 Series A and B Bonds:

(i) authorizes the authentication and delivery of the 2012 Series A and B Bonds;

(ii) authorizes the registration or qualification of the 2012 Series A and B Bonds under the blue sky laws of various states; and

(iii) authorizes certain City officials to take other actions in connection with the issuance, sale and delivery of the 2012 Series A and B Bonds.

2. Authorize the Clerk of the Commission, the General Manager and other Authorized Officers of the City to execute such documents as may be necessary to proceed with the transactions authorized above and to take such other actions as may be necessary or advisable to proceed with the issuance of the 2012 Series A and B Bonds in accordance with this City Commission authorization.

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Thomas Hawkins and Craig Lowe

Nay: Todd Chase

Absent: Yvonne Hinson-Rawls

120097_ppt_20120621.pdf
120097_MOD_authorizing resolution_20120621.pdf
120097_MOD_PFM Ltr_Exhibit A_20120621.pdf
120097_MOD_Twenty Fourth supp res_Exhibit B_20120621.pdf
120097_MOD_Twenty fifth Supp Res_Exhibit C_20120621.pdf
120097_MOD_Exhibit D_Contract of Purchase Series A_20120621.pdf
120097_MOD_Exhibit E_Contract of Purchase_20120621.pdf
120097_MOD_Escrow Dep Agmt_Exhibit F_20120621.pdf
120097_MOD_Tender Agency Agmt_Exhibit H_20120621.pdf
120097_MOD_Exhibit I_Standby Bond Purchase Agmt_20120621.pdf
120097_MOD_POS to Series A_Exhibit J_20120621.pdf
120097_MOD_OS to Series B_Exhibit K_20120621.pdf
120097_MOD_Remarketing Agmt_Exhibit G_20120621.pdf
120097_MOD2_Authorizing Resolution.pdf
120097_MOD2_GRU Authorizing Resolution (blackline)_20120621.pdf
120097_MOD2_Replacement Pgs. Exhibit K.pdf
120097_MOD2_Replacement PGS_Exhibit j.pdf
120097_MOD2_Revised Power Point_20120621.pdf
120097_MOD3_Revised_ppt_CCOM Presentation.pdf
120097_resolution_20120621.pdf

WAIVER OF RULES

MOTION: A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Hawkins to waive the rules to extend the meeting to 11:15 PM.

(VOTE: 6-0, Commissioner Hinson Rawls - Absent, MOTION CARRIED)

ADOPTION READING-ROLL CALL REQUIRED[Play Video](#)**110821. LAND USE CHANGE - VICINITY OF 2320 SW 34TH STREET (B)****Ordinance No. 110821; Petition No. PB-11-136 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 2320 SW 34th Street, as more specifically described in this ordinance, from Alachua County Commercial to City of Gainesville Urban Mixed-Use 2; 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 gave a presentation.

RECOMMENDATION *The City Commission: (1) approve Petition PB-11-136 LUC and (2) adopt the proposed ordinance.*

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, 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, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls

110821A_ draft ordinance_20120621.pdf
110821B_staff report_20120621.pdf
110821C_Exhibit A-1_20120621.pdf
110821D_Exhibits B-1 - B-3_20120621.pdf
110821E_Exhibit C-1_20120621.pdf
110821F_CPB minutes_20120621.pdf
110821G_staff ppt_20120621.pdf
110821_ordinance_20120621.pdf

TRANSMITTAL HEARING**110814. FUTURE LAND USE MAP CHANGE (B)****Ordinance No. 110814; Petition No. PB-11-137 LUC**

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 24.7 acres of property located in the vicinity of 2000 SW 43rd Street, as more specifically described in this ordinance, from the Alachua County land use category of Recreation to the City of Gainesville land use categories of Recreation (REC), Conservation (CON), and Public Facilities (PF); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and

providing an effective date.

[Play Video](#)

Planner Jason Simmons gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Thomas Hawkins and Craig Lowe

Absent: Todd Chase and Yvonne Hinson-Rawls

110814A_staff report_20120419.pdf

110814B_Comp Plan GOPs_20120419.pdf

110814C_Land Development Code_20120419.pdf

110814D_Supplemental Documents_20120419.pdf

110814E_Application_20120419.pdf

110814F_cpb minutes.pdf

110814G_staff ppt_20120419.pdf

110814A_draft ordinance_20120621.pdf

110925.

COMPREHENSIVE PLAN AMENDMENT - CAPITAL IMPROVEMENTS ELEMENT (B)

Ordinance No. 110925; Petition No. PB-11-140 CPA

An ordinance amending the Capital Improvements Element of the City of Gainesville Comprehensive Plan; by amending Policies 1.1.1 and 1.1.12; by adding Policy 1.1.13; by amending Policies 1.2.1, 1.2.4, 1.2.6, and deleting Policy 1.2.5; by amending Policies 1.3.6 and 1.4.1; by deleting Objective 1.10 and its Policy 1.10.1; by updating Table 14: 5-Year Schedule of Capital Improvements (FY 10/11-14/15); by deleting Table 15. School Board of Alachua County 5-Year District Facilities Work Program (FY 10/11-14/15); providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

Principal Planner Onelia Lazzari gave a presentation.

RECOMMENDATION *The City Commission (1) approve petition PB-11-140 CPA and (2) adopt the proposed ordinance.*

A motion was made by Commissioner Poe, seconded by Commissioner Wells, that this matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Thomas Hawkins and Craig Lowe

Absent: Todd Chase and Yvonne Hinson-Rawls

110925B_staff report_20120621.pdf
110925C_capital improvement element_20120621.pdf
110925D_Table 14-5 Yr Schedule_20120621.pdf
110925E_map_20120621.pdf
110925F_comp plan text application_20120621.pdf
110925G_cpb minutes_20120621.pdf
110925H_staff ppt_20120621.pdf
110925A_draft ordinance_20120621.pdf

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[Play Video](#)

110672.

REGULATION OF NOISE (B)

Ordinance No. 110672

An ordinance of the City of Gainesville, Florida, amending Chapter 15 of the Code of Ordinances of the City of Gainesville relating to the regulation of noise; amending Sec. 15-3, Prohibited acts, to provide identical noise restrictions for commercial and noncommercial amplified sounds; 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 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, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls

110672b_Draft Ordinance_20120517.pdf

110672a_Draft Ordinance_20120621.pdf

110698.

LAND DEVELOPMENT CODE - ENVIRONMENTAL MANAGEMENT, ENVIRONMENTAL OVERLAYS, SUBDIVISION II FLOOD CONTROL DISTRICT (B)

Ordinance No. 110698, Petition No. PB-11-155 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code related to the Flood Control District; by amending Section 30-23 to add definitions; by amending Article VIII. - Environmental Management, Division 3. - Environmental Overlays, Subdivision II. - Flood Control District consisting of Sections 30-280 through 30-299, by repealing certain sections, amending certain sections, and renumbering certain sections; 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 gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition PB-11-155 TCH 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, Thomas Hawkins and Craig Lowe
Absent: Todd Chase and Yvonne Hinson-Rawls

110698A_draft ordinance_20120621.pdf

110698B_staff report_20120621.pdf

110698C_text changes to Flood Control Dist regulations_20120621.pdf

110698D_applications for LDC text amendment_20120621.pdf

110698F_staff ppt_20120621.pdf

110698E_cpb minutes-20120621.pdf

110863.

LAND DEVELOPMENT CODE - COLLEGE PARK SPECIAL AREA PLAN (B)

Ordinance No. 110863; Petition No. PB-12-25 TCH

An ordinance of the City of Gainesville, Florida, amending Appendix A. Special Area Plans, Section 3. Special Area Plan for College Park, Exhibit B. College Park Special Area Plan; by amending the permitted uses within the Type I - Shopfront/Office/Apartment designation; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

Senior Planner Andrew Persons gave a presentation.

RECOMMENDATION *The City Commission (1) approve Petition PB-12-25 TCH 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 First Reading (Ordinance). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

110863A_draft ordinance_20120621.pdf
 110863B_staff report_20120621.pdf
 110863C_Exhibit A-1_20120621.pdf
 110863D_exhibit A-2_20120621.pdf
 110863E_exhibit A-3_20120621.pdf
 110863F_exhibit A-4_20120621.pdf
 110863G_exhibit B-1_20120621.pdf
 110863H_cpb minutes_20120621.pdf
 110863I_staff ppt_20120621.pdf

WAIVER OF RULES

*MOTION: A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Hawkins to waive the rules to extend the meeting to 11:23 PM.
 (VOTE: 6-0, Commissioner Hinson Rawls - Absent, MOTION CARRIED)*

110865.

LAND DEVELOPMENT CODE - MIXED-USE ZONING DISTRICTS (MU-1 AND MU-2) (B)

Ordinance No. 110865; Petition No. PB-12-17 TCH

An ordinance of the City of Gainesville, Florida, amending the text of the Land Development Code; by adding an exemption to the minimum density requirements in Section 30-64 Mixed use low intensity district (MU-1); by adding an exemption to the minimum density requirements in Section 30-65 Mixed use medium intensity district (MU-2); providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Play Video

Senior Planner Andrew Persons gave a presentation.

RECOMMENDATION *The City Commission (1) approve petition PB-12-17 TCH 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 First Reading (Ordinance). The motion carried by the following vote:

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

110865B_staff report_20120621.pdf
 110865C_comprehensive plan GOPs_20120621.pdf
 110865D_application_20120621.pdf
 110865E_cpb minutes_20120621.pdf
 110865F_staff ppt_20120621.pdf
 110865A_draft ordinance_20120621.pdf

110941.

LAND DEVELOPMENT CODE - ADDING ZONING DISTRICTS TO THE CORRESPONDENCE OF ZONING DISTRICTS WITH FUTURE LAND USE

CATEGORIES (B)**Ordinance No. 110941; Petition No. PB-12-17 TCH**

An ordinance of the City of Gainesville, Florida, amending the text of the Land Development Code; by adding additional zoning districts to the Correspondence of Zoning Districts with Future Land Use Categories table in Section 30-46; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

Senior Planner Andrew Persons gave a presentation.

RECOMMENDATION *The City Commission (1) approve petition PB-12-17 TCH 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 First Reading (Ordinance). The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

110941A_draft ordinance_20120621.pdf

110941B_staff report_20120621.pdf

110941C_comprehensive plan GOPs_20120621.pdf

110941D_application_20120621.pdf

110941E_cpb minutes_20120621.pdf

110941F_staff ppt_20120621.pdf

110076.**LAND DEVELOPMENT CODE - PROTECTION OF NATURAL AND ARCHAEOLOGICAL RESOURCES (B)****Ordinance No. 110076, Petition No. PB-10-143 TCH**

An ordinance of the City of Gainesville, Florida, amending the Land Development Code and amending Appendix A. Fees, Rates, and Charges of the Code of Ordinances, related to regulation of natural resources, archaeological resources and surface waters and wetlands; by amending Section 30-23 (c) definitions; by repealing Section 30-250 (c) Environmental review; by amending Section 30-275 Applicability and effect of overlay districts; by adding a new Section 30-300 Regulated surface waters and wetlands; by amending Section 30-301 Regulated surface waters and wetlands; by amending Section 30-307 Nature park district; by repealing Section 30-309 Significant ecological communities district and repealing Section 30-309.1 Rezoning to significant ecological communities district; by adding a new DIVISION 4. REGULATED NATURAL AND ARCHAEOLOGICAL RESOURCES and adding new Sections 30-310 generally, 30-310.1 Resources assessment, 30-310.2 Regulation of natural and archaeological resources, 30-310.3 Conservation management areas and management plans, 30-310.4 Avoidance, minimization, mitigation, and monitoring, and 30-310.5 Alternative compliance; by re-numbering existing DIVISION 4. RELIEF AND ENFORCEMENT to DIVISION 5. and amending and renumbering the sections within DIVISION 5; by

amending Appendix A. of the City Code of Ordinances related to Fees, Rates and Charges for Environmental Review; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

[Play Video](#)

Attorney Byron Flagg made comments.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Poe, seconded by Commissioner Hawkins, that this matter be Continued (1st Reading) for July 19, 2012. The motion carried by the following vote:

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

110076A_exhibit 8_post cpb chgs_20110707.pdf
110076B_staff report_20110707.pdf
110076C_exhibit 1 timeline_20110707.pdf
110076D_exhibit2_envtl petition Table1_20110707.pdf
110076E_exhibit 3_envtl LDC chgs_20110707.pdf
110076F_exhibit 4_remove envtl LDC_20110707.pdf
110076G_exhibit 5_strategic ecosystems map_20110707.pdf
110076H_exhibit 6_sec 30-300_20110707.pdf
110076I_exhibit 7_sec 30-275_20110707.pdf
110076J_cpb minutes.110324_20110707.pdf
110076K_staff ppt_20110707.pdf
110076L_MOD_Fowler Ltr to O Lazzari_20110707.pdf
110076M_MOD_Fowler Ltr to COG_20110707.pdf
110076N_MOD_Supplemental Staff PPT Slides_20110707.pdf
110076A_exhibit 8_post cpb chgs_20110804.pdf
110076B_staff report_20110804.pdf
110076C_exhibit 1 timeline_20110804.pdf
110076D_exhibit2_envtl petition Table1_20110804.pdf
110076E_exhibit 3_envtl LDC chgs_20110804.pdf
110076F_exhibit 4_remove envtl LDC_20110804.pdf
110076G_exhibit 5_strategic ecosystems map_20110804.pdf
110076H_exhibit 6_sec 30-300_20110804.pdf
110076I_exhibit 7_sec 30-275_20110804.pdf
110076J_cpb minutes.110324_20110804.pdf
110076K_staff ppt_combined_20110804.pdf
110076L_Fowler Ltr to O Lazzari_20110804.pdf
110076M_Fowler Ltr to COG_20110804.pdf
110076N_7-6-11 Memo to Comm Hawkins_20110804.pdf
110076 O_responses to GACAR comments_20110804 .pdf
110076_MOD_EC&D.CoG.LDCSuggestions_20080804.PDF
110076-MOD_Memo&Maps(slides)_20110804.pdf
110076B_staff ppt_20120621.pdf
110076A_draft ordinance_20120621.pdf
110076B-MOD_Memo_20120621.pdf
110076C-MOD_Rare Species List_20120621.pdf
110076D-MOD_Map Over 5 acres_20120621.pdf
110076E-MOD_Eastside 5 Acres_20120621.pdf
110076A_draft ordinance_20120719.pdf
110076D_staff ppt_20120719.pdf
110076B_Letter to Mayor and City Commissioners regarding Ord 110076.pdf
110076C_Memo to City Commissioners dated 06-21-12_Response to Comments on Ordinance

110077.**REZONING - SIGNIFICANT ECOLOGICAL COMMUNITIES OVERLAY DISTRICT (B)****Ordinance No. 110077**

An ordinance of the City of Gainesville amending the Zoning Map Atlas by removing the Significant Ecological Communities Overlay District from certain property located generally east of Southeast 24th Street, south of East University Avenue and north of Southeast Hawthorne Road; providing directions to the codifier; providing a severability clause; providing a repealing clause; and

providing an 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 Continued (1st Reading) for July 19, 2012. The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

110077A_staff report_20110707.pdf
110077B_append A_exhibit A-1 - A-3_20110707.pdf
110077C_append B_application_20110707.pdf
110077D_cpb minutes 110428_20110707.pdf
110077E_staff ppt_20110707.pdf
110077A_staff report_20110804.pdf
110077B_append A_exhibit A-1 - A-3_20110804.pdf
110077C_append B_application_20110804.pdf
110077D_cpb minutes 110428_20110804.pdf
110077E_staff ppt_20110804.pdf
110077A_draft ordinance_20120621.pdf
110077B_staff ppt_20120719.pdf

110078.

REZONING - SIGNIFICANT ECOLOGICAL COMMUNITIES OVERLAY DISTRICT (B)

Ordinance No. 110078

An ordinance of the City of Gainesville amending the Zoning Map Atlas by removing the Significant Ecological Communities Overlay District from certain property commonly known as Hatchet Creek PUD generally located south of Northeast 53rd Avenue, east of Northeast 15th Street, north of Northeast 39th Avenue and west of Waldo Road, as more specifically described in this ordinance; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

[Play Video](#)

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Poe, seconded by Commissioner Hawkins, that this matter be Continued (1st Reading) for July 19, 2012. The motion carried by the following vote:

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

Absent: Yvonne Hinson-Rawls

110078A_staff report_20110707.pdf
110078B_append A_exhibits A-1 - A-3_20110707.pdf
110078C_append B_application_20110707.pdf
110078D_cpb minutes 110428_20110707.pdf
110078E_staff ppt_20110707.pdf
110078A_staff report_20110804.pdf
110078B_append A_exhibits A-1 - A-3_20110804.pdf
110078C_append B_application_20110804.pdf
110078D_cpb minutes 110428_20110804.pdf
110078E_staff ppt_20110804.pdf
110078A_draft ordinance_20120621.pdf
110078B_staff ppt_20120719.pdf

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

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WAIVER OF RULES

*MOTION: A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Hawkins to waive the rules to extend the meeting to 11:30 PM.
(VOTE: 6-0, Commissioner Hinson Rawls - Absent, MOTION CARRIED)*

COMMISSION COMMENT

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Mayor-Commissioner Pro Tem Lauren Poe

- 1. Duck Derby Co-sponsorship - See following referral item #120121.*
- 2. National Move to Amend Movement (possible Constitutional Amendment) - See following referral item #120122.*

120121.

Duck Derby Benefiting the Child Advocacy Center and Children's Home Society of Florida (B)

RECOMMENDATION

The City Commission co-sponsor the Duck Derby, Saturday, September 15, 2012, 1-4 PM at the Albert Ray Massey

Westside Park.

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

Votes: Aye: Lauren Poe, Randy Wells, Susan Bottcher, Todd Chase, Thomas Hawkins and Craig Lowe
Absent: Yvonne Hinson-Rawls
120121_Duck Flyer_20120621.pdf

120122.**Possible Proposed Constitutional Amendment Move to Amend (B)****RECOMMENDATION**

The City Commission refer the issue of a possible proposed Constitutional Amendment referred to as Move to Amend, to the Audit, Finance and Legislative Committee for discussion.

A motion was made by Commissioner Poe, seconded by Commissioner Hawkins, that this matter be Referred to the Audit, Finance and Legislative Committee, due back on December 21, 2012. The motion carried by the following vote:

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

Commissioner Thomas Hawkins

Tree Removal 600 block of West University Avenue - See following Referral item #120123.

120123.**Tree Removal in the 600 Block of West University Avenue (NB)****RECOMMENDATION**

The City Commission refer the issue of the removal of the tree in the 600 Block of West University Avenue to the Tree Advisory Board and bring a report back to the City Commission.

A motion was made by Commissioner Hawkins, seconded by Commissioner Wells, that this matter be Referred to the Tree Advisory Board, due back on December 21, 2012. The motion carried by the following vote:

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

Mayor Craig Lowe

Gig U Partnership between GRU and UF - See following referral item #120124.

120124.

Gig U Partnership Between GRU and the University of Florida Referral (NB)

RECOMMENDATION

The City Commission refer to the General Manager of Utilities to explore extending Gig U to Downtown and the Power District.

A motion was made by Commissioner Hawkins, seconded by Commissioner Poe, that this matter be Referred to the General Manager for Utilities, due back on December 21, 2012. The motion carried by the following vote:

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

Commissioner Randy Wells

City Attorney Interviews.

Assistant General Manager for Water Wastewater Administration David Richardson

Confirmed that GRU tests for Dioxin levels at the Murphree Water Plant and that this information would be provided to Sandra Watts Kennedy.

CITIZEN COMMENT (If time available)

ADJOURNMENT - 11:30 PM

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Kurt M. Lannon, Clerk of the Commission